

1 **State of Arkansas**
2 **78th General Assembly**
3 **Regular Session, 1991**
4 **By: Joint Budget Committee**

A Bill

HOUSE BILL 1603

For An Act To Be Entitled

8 "AN ACT TO MAKE AN APPROPRIATION FOR PERSONAL SERVICES AND
9 OPERATING EXPENSES FOR THE ARKANSAS PUBLIC EMPLOYEES
10 RETIREMENT SYSTEM FOR THE BIENNIAL PERIOD ENDING JUNE 30,
11 1993; AND FOR OTHER PURPOSES."

13 BE IT ENACTED BY THE GENERAL ASSEMBLY OF THE STATE OF ARKANSAS:

15 SECTION 1. REGULAR SALARIES - OPERATIONS. There is hereby established
16 for the Arkansas Public Employees Retirement System for the 1991-93 biennium,
17 the following maximum number of regular employees whose salaries shall be
18 governed by the provisions of the Uniform Classification and Compensation Act
19 (Arkansas Code §§21-5-201 et seq.), or its successor, and all laws amendatory
20 thereto. Provided, however, that any position to which a specific maximum
21 annual salary is set out herein in dollars, shall be exempt from the
22 provisions of said Uniform Classification and Compensation Act. All persons
23 occupying positions authorized herein are hereby governed by the provisions of
24 the Regular Salaries Procedures and Restrictions Act (Arkansas Code §21-5-
25 101), or its successor.

Item	Class	No.	Code	Title	Maximum No. of Employees	Maximum Annual Salary Rate	
						1991-92	1992-93
30	No.						
31	(1)	9977	PERS	DIRECTOR	1	\$ 65,000	\$ 70,000
32	(2)	606Z	PERS	ASSISTANT DIRECTOR	1		GRADE 26
33	(3)	988Z	ASSOC DIR	- INVESTMENTS	1		GRADE 24
34	(4)	608Z	PERS	PROGRAM MGR/RETIREMENT	1		GRADE 23
35		610Z	PERS	PROGRAM MGR/ADMIN SVCS	1		

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1	(5) A119 PERS PROG MGR/MEMBERSHIP & RECORDS	1	GRADE 22
2	D066 SYSTEMS COORDINATION ANALYST II	1	
3	R017 APERS RESEARCH & SUPPORT MANAGER	1	
4	(6) A059 RETIREMENT MANAGER/SUPV MEMBERSHIP	1	GRADE 21
5	A008 ACCOUNTING SUPV II	1	
6	A097 RETIREMENT COUNSELOR SUPERVISOR	2	
7	A164 RETIREMENT FUND INVESTMENT SUPV	1	
8	D036 SR PROGRAMMER/ANALYST	1	
9	(7) A060 INVESTMENT SPECIALIST	3	GRADE 19
10	A113 RETIREMENT COUNSELOR	6	
11	R030 ASST PERSONNEL MANAGER	1	
12	(8) A111 ACCOUNTANT	1	GRADE 18
13	R264 MANAGEMENT PROJECT ANALYST I	2	
14	(9) R010 ADMINISTRATIVE ASSISTANT II	1	GRADE 17
15	(10) R440 BUSINESS CONTROLLER II	1	GRADE 16
16	(11) A108 ACCOUNTING TECHNICIAN II	1	GRADE 15
17	A092 REPORTING SPECIALIST III	3	
18	(12) K041 EXECUTIVE SECY/ADMINISTRATIVE SECY	1	GRADE 14
19	(13) A091 REPORTING SPECIALIST II	4	GRADE 13
20	K153 SECRETARY II	4	
21	(14) A106 ACCOUNTING TECHNICIAN I	1	GRADE 12
22	(15) A089 REPORTING SPECIALIST I	1	GRADE 11
23	K155 SECRETARY I	<u>2</u>	
24	MAX NO. OF EMPLOYEES	46	

25
26 SECTION 2. EXTRA HELP - OPERATIONS. There is hereby authorized, for
27 the Arkansas Public Employees Retirement System for the 1991-93 biennium, the
28 following maximum number of part-time or temporary employees, to be known as
29 "Extra Help", payable from funds appropriated herein for such purposes: four
30 (4) temporary or part-time employees, when needed, at rates of pay not to
31 exceed those provided in the Uniform Classification and Compensation Act, or
32 its successor, or this act for the appropriate classification.

33
34 SECTION 3. APPROPRIATIONS - OPERATIONS. There is hereby appropriated,
35 to the Arkansas Public Employees Retirement System, to be payable from the
36 Arkansas Public Employees' Retirement System Fund, for personal services and

1 operating expenses of the Arkansas Public Employees Retirement System for the
 2 biennial period ending June 30, 1993, the following:

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4 ITEM	FISCAL YEARS	
5 NO.	1991-92	1992-93
6 (01) REGULAR SALARIES	\$ 1,094,177	\$ 1,148,922
7 (02) EXTRA HELP	6,500	6,500
8 (03) PERSONAL SERV MATCHING	264,434	279,636
9 (04) MAINT. & GEN. OPERATION		
10 (A) OPER. EXPENSES \$ 327,151	\$ 342,451	
11 (B) CONF. & TRAVEL 24,045	24,045	
12 (C) PROF. FEES 3,748,671	4,295,840	
13 (D) CAPITAL OUTLAY 32,736	32,736	
14 (E) DATA PROCESSING 0	0	
15 TOTAL MAINT. & GEN. OPER.	4,132,603	4,695,072
16 (05) INVESTMENT/BENEFIT/REFUND	435,000,000	435,000,000
17 (06) PURCHASE DATA PROCESSING	525,000	525,000
18 TOTAL AMOUNT APPROPRIATED	<u>\$441,022,714</u>	<u>\$441,655,130</u>

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20 SECTION 4. APPROPRIATIONS - PUBLIC EMPLOYEES RETIREMENT - CASH. There
 21 is hereby appropriated, to the Arkansas Public Employees Retirement System, to
 22 be payable from cash funds as defined by Arkansas Code 19-4-801 of the
 23 Arkansas Public Employees Retirement System, for payments to beneficiaries by
 24 check or wire transfer by the Arkansas Public Employees Retirement System for
 25 the biennial period ending June 30, 1993, the following:

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27 ITEM	FISCAL YEARS	
28 NO.	1991-92	1992-93
29 (01) BENEFITS	<u>\$ 65,000,000</u>	<u>\$ 65,000,000</u>

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31 SECTION 5. APPROPRIATIONS - STATE POLICE RETIREMENT. There is hereby
 32 appropriated, to the Arkansas Public Employees Retirement System, to be
 33 payable from the State Police Retirement Fund, for operating expenses,
 34 investments, refunds and reimbursement of the Arkansas Public Employees
 35 Retirement System for administration of the State Police Retirement for the
 36 biennial period ending June 30, 1993, the following:

ITEM	FISCAL YEARS	
NO.	1991-92	1992-93
(01) MAINT. & GEN. OPERATION		
(A) OPER. EXPENSES \$	8,500 \$	8,500
(B) CONF. & TRAVEL	0	0
(C) PROF. FEES	217,300	257,200
(D) CAPITAL OUTLAY	0	0
(E) DATA PROCESSING	<u>0</u>	<u>0</u>
TOTAL MAINT. & GEN. OPER.	\$ 225,800	\$ 265,700
(02) INVESTMENT/BENEFIT/REFUND	25,250,000	25,250,000
(03) DATA PROCESSING SERVICES	<u>28,000</u>	<u>28,000</u>
TOTAL AMOUNT APPROPRIATED	<u>\$ 25,503,800</u>	<u>\$ 25,543,700</u>

SECTION 6. APPROPRIATIONS - STATE POLICE RETIREMENT - CASH. There is hereby appropriated, to the Arkansas Public Employees Retirement System, to be payable from cash funds as defined by Arkansas Code 19-4-801 of the Arkansas Public Employees Retirement System, for payments to beneficiaries of the State Police Retirement System by check or wire transfer for the biennial period ending June 30, 1993, the following:

ITEM	FISCAL YEARS	
NO.	1991-92	1992-93
(01) BENEFITS	<u>\$ 5,000,000</u>	<u>\$ 5,000,000</u>

SECTION 7. APPROPRIATIONS - JUDICIAL RETIREMENT. There is hereby appropriated, to the Arkansas Public Employees Retirement System, to be payable from the Judges Retirement Fund, for operating expenses, investments, benefits, refunds and reimbursement of the Arkansas Public Employees Retirement System for administration of the Judicial Retirement System for the biennial period ending June 30, 1993, the following:

ITEM	FISCAL YEARS	
NO.	1991-92	1992-93
(01) MAINT. & GEN. OPERATION		
(A) OPER. EXPENSES \$	6,596 \$	6,596

1	(B) CONF. & TRAVEL	0	0
2	(C) PROF. FEES	87,300	87,800
3	(D) CAPITAL OUTLAY	0	0
4	(E) DATA PROCESSING	<u>0</u>	<u>0</u>
5	TOTAL MAINT. & GEN. OPER.		\$ 93,896 \$ 94,396
6	(02) INVESTMENT/BENEFIT/REFUND		8,000,000 8,000,000
7	(03) PURCHASE DATA PROCESSING		<u>17,500</u> <u>17,500</u>
8	TOTAL AMOUNT APPROPRIATED		<u>\$ 8,111,396</u> <u>\$ 8,111,896</u>

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10 SECTION 8. APPROPRIATIONS - JUDICIAL RETIREMENT - CASH. There is hereby

11 appropriated, to the Arkansas Public Employees Retirement System, to be

12 payable from the cash funds of the Judicial Retirement System, for payments to

13 beneficiaries of the Judicial Retirement System by check or wire transfer for

14 the biennial period ending June 30, 1993, the following:

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16	ITEM	FISCAL YEARS	
17	<u>NO.</u>	<u>1991-92</u>	<u>1992-93</u>
18	(01) BENEFITS	<u>\$ 3,000,000</u>	<u>\$ 3,000,000</u>

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20 SECTION 9. A sum not to exceed \$20,000 in the 1991-92 fiscal year, and

21 \$20,000 in the 1992-93 fiscal year may be transferred from the State Police

22 Retirement Fund to the Arkansas Public Employees Retirement System Fund for

23 costs incurred by the Arkansas Public Employees Retirement System. Such

24 transfer request shall be made to the Chief Fiscal Officer of the State, and

25 upon his approval, said transfer shall be made on his books and those of the

26 Treasurer of the State and the Auditor of the State.

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28 SECTION 10. The Arkansas Public Employees Retirement System is hereby

29 exempted from seeking prior review by the Arkansas Legislative Council with

30 regard to Maintenance and General Operation appropriation classification

31 transfers within appropriations provided in this Act, which are specifically

32 related to transfers necessitated by any contractual agreements entered into

33 for electronic transfer of funds services. All other provisions of Arkansas

34 Code 19-4-522 shall be applicable.

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36 SECTION 11. CARRY FORWARD. The remaining balance as of June 30, 1992,

1 of unexpended appropriation in Operating Expense and Professional Fees in
2 Section 3 of this Act shall be carried forward into fiscal year 1992-93 to be
3 used for the same purposes.

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5 SECTION 12. A sum not to exceed \$10,000 in the 1991-92 fiscal year, and
6 \$10,000 in the 1992-93 fiscal year may be transferred from the Judges
7 Retirement Fund to the Arkansas Public Employees Retirement System Fund for
8 costs incurred by the Arkansas Public Employees Retirement System in
9 administering the Judicial Retirement System. Such transfer request shall be
10 made to the Chief Fiscal Officer of the State, and upon his approval, said
11 transfer shall be made on his books and those of the Treasurer of the State
12 and the Auditor of the State.

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14 SECTION 13. COMPLIANCE WITH OTHER LAWS. Disbursement of funds
15 authorized by this Act shall be limited to the appropriation for such agency
16 and funds made available by law for the support of such appropriations; and
17 the restrictions of the State Purchasing Law, the General Accounting and
18 Budgetary Procedures Law, the Revenue Stabilization Law, the Regular Salary
19 Procedures and Restrictions Act, or their successors, and other fiscal control
20 laws of this State, where applicable, and regulations promulgated by the
21 Department of Finance and Administration, as authorized by law, shall be
22 strictly complied with in disbursement of said funds.

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24 SECTION 14. LEGISLATIVE INTENT. It is the intent of the General
25 Assembly that any funds disbursed under the authority of the appropriations
26 contained in this Act shall be in compliance with the stated reasons for which
27 this Act was adopted, as evidenced by the Agency Requests, Executive
28 Recommendations and Legislative Recommendations contained in the budget
29 manuals prepared by the Department of Finance and Administration, letters, or
30 summarized oral testimony in the official minutes of the Arkansas Legislative
31 Council or Joint Budget Committee which relate to its passage and adoption.

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33 SECTION 15. CODE. All provisions of this Act of a general and
34 permanent nature are amendatory to the Arkansas Code of 1987 Annotated and
35 the Arkansas Code Revision Commission shall incorporate the same in the Code.

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1 SECTION 16. SEVERABILITY. If any provision of this Act or the
2 application thereof to any person or circumstance is held invalid, such
3 invalidity shall not affect other provisions or applications of the Act which
4 can be given effect without the invalid provision or application, and to this
5 end the provisions of this Act are declared to be severable.

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7 SECTION 17. GENERAL REPEALER. All laws and parts of laws in conflict
8 with this Act are hereby repealed.

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10 SECTION 18. HEALTH PREMIUMS. The Arkansas Public Employees Retirement
11 System shall not, during the 1992-93 fiscal year, spend more for health
12 insurance per employee than the amount being contributed to the State
13 Employees Health Insurance Program.

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15 SECTION 19. EMERGENCY CLAUSE. It is hereby found and determined by the
16 Seventy-Eighth General Assembly, that the Constitution of the State of
17 Arkansas prohibits the appropriation of funds for more than a two (2) year
18 period; that the effectiveness of this Act on July 1, 1991 is essential to the
19 operation of the agency for which the appropriations in this Act are provided,
20 and that in the event of an extension of the Regular Session, the delay in the
21 effective date of this Act beyond July 1, 1991 could work irreparable harm
22 upon the proper administration and provision of essential governmental
23 programs. Therefore, an emergency is hereby declared to exist and this Act
24 being necessary for the immediate preservation of the public peace, health and
25 safety shall be in full force and effect from and after July 1, 1991.

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/s/ John E. Miller

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