1 State of Arkansas **A BillACT 222 OF 1991** 2 78th General Assembly HOUSE BILL 3 Regular Session, 1991 By: Representative McGinnis 5 6 For An Act To Be Entitled 7 "AN ACT TO AMEND TITLE 24, CHAPTER 3, SUBCHAPTER 4 OF THE ARKANSAS CODE OF 1987 TO ALLOW INVESTMENT COUNSEL FEES TO 9 BE PAID FROM BANK FUNDS; AND FOR OTHER PURPOSES." 10 11 12 BE IT ENACTED BY THE GENERAL ASSEMBLY OF THE STATE OF ARKANSAS: 13 14 SECTION 1. Arkansas Code §24-3-409 is hereby amended to read as 15 follows: "24-3-409. Investment authority and limitations - Trust account. 16 17 (a) In addition to the various retirement systems funds established as 18 trust funds in the State Treasury, a bank trust fund or funds may be 19 established and maintained in such depository bank or banks as may be designated by the boards of trustees of the respective retirement systems. 21 Each bank fund shall consist of and there may be deposited in the 22 fund: 23 (1) Any and all employer contributions, including any interest; (2) Any and all employee contributions, including any interest; 24 (3) Interest, dividend, and other incomes realized from 25 26 investments and reinvestments; 2.7 (4) Interest earned upon any moneys in the fund; and 28 Such other proceeds as may be derived from the sale, 29 exchange, redemption, transfer, or disposition of any securities or 30 investments. 31 The following disbursements may be made from the bank funds: 32 (1) Payments for any and all securities and investments, the 33 purchase of which is authorized by law, which may include principal, accrued 34 interest, commission, taxes, and fees;

(2) Payments for money manager and custodian bank fees.

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(3) The deposit to the appropriate State Treasury fund for the payment
 2 of annuities and refunds as authorized by law that are paid on vouchers issued
 3 by the respective retirement systems and on warrants issued thereon by the
 4 Auditor of State;
               (4) The payment of annuities and refunds as authorized by law
 6 that are paid on cash fund vouchers issued by the respective retirement
 7 systems and on checks or wire transfers issued from bank funds; and
               (5) The deposit to the appropriate State Treasury fund for the
 9 payments of salaries, maintenance, and operating expenses of the retirement
10 systems supported from investment earnings."
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         SECTION 2. All provisions of this act of a general and permanent nature
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13 are amendatory to the Arkansas Code of 1987 Annotated and the Arkansas Code
14 Revision Commission shall incorporate the same in the Code.
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         SECTION 3. If any provision of this act or the application thereof to
17 any person or circumstance is held invalid, such invalidity shall not affect
18 other provisions or applications of the act which can be given effect without
19 the invalid provision or application, and to this end the provisions of this
20 act are declared to be severable.
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         SECTION 4. All laws and parts of laws in conflict with this act are
23 hereby repealed.
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         SECTION 5. EMERGENCY. It is hereby found and determined by the
26 Seventy-Eighth General Assembly of the State of Arkansas that the amendments
27 herein are essential to the continued operation of the Arkansas Retirement
28 Systems. Therefore, an emergency is hereby declared to exist and this act
29 being necessary for the immediate preservation of the public peace, health,
30 and safety, shall be in full force and effect from and after July 1, 1991.
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                                  APPROVED: 2-25-91
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