

1 State of Arkansas
2 80th General Assembly
3 Regular Session, 1995

A Bill

HOUSE BILL 1107

4 By: Joint Budget Committee

5
6

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 1997; AND FOR OTHER PURPOSES."

12
13

Subtitle

14 "AN ACT FOR THE ARKANSAS PUBLIC
15 EMPLOYEES RETIREMENT SYSTEM
16 APPROPRIATION FOR THE 1995-97 BIENNIUM."

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18

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

19

20 SECTION 1. REGULAR SALARIES. There is hereby established for the
21 Arkansas Public Employees Retirement System for the 1995-97 biennium, the
22 following maximum number of regular employees whose salaries shall be
23 governed by the provisions of the Uniform Classification and Compensation Act
24 (Arkansas Code §§21-5-201 et seq.), or its successor, and all laws amendatory
25 thereto. Provided, however, that any position to which a specific maximum
26 annual salary is set out herein in dollars, shall be exempt from the
27 provisions of said Uniform Classification and Compensation Act. All persons
28 occupying positions authorized herein are hereby governed by the provisions
29 of the Regular Salaries Procedures and Restrictions Act (Arkansas Code §21-5-
30 101), or its successor.

31

| | | Maximum Annual | | | |
|------|-------|----------------|--------------|---------|---------|
| | | Maximum | Salary Rate | | |
| Item | Class | No. of | Fiscal Years | | |
| No. | Code | Title | Employees | 1995-96 | 1996-97 |

| | | | | |
|----|--|----------|-----------|----------|
| 1 | (1) 9977 PERS DIRECTOR | 1 | \$ 75,709 | \$ |
| 2 | 77,601 | | | |
| 3 | (2) 606Z PERS ASSISTANT DIRECTOR | 1 | | GRADE 26 |
| 4 | (3) 988Z ASSOCIATE DIR - INVESTMENTS | 1 | | GRADE 24 |
| 5 | (4) D046 SYSTEMS APPLICATIONS SUPERVISOR | 1 | | GRADE 23 |
| 6 | 608Z PERS PROGRAM MGR/RETIREMENT | 1 | | |
| 7 | 610Z PERS PROG MGR/ADMIN SVCS | 1 | | |
| 8 | (5) R017 APERS RESEARCH & SUPPORT MANAGER | 1 | | GRADE 22 |
| 9 | (6) A132 APERS MANAGER/SUPERVISOR MEMBERSHIP | 2 | | GRADE 21 |
| 10 | A008 ACCOUNTING SUPERVISOR II | 1 | | |
| 11 | A097 RETIREMENT COUNSELOR SUPERVISOR | 1 | | |
| 12 | A164 RETIREMENT FUND INVESTMENT SUPV | 1 | | |
| 13 | D036 SR PROGRAMMER/ANALYST | 1 | | |
| 14 | (7) A056 INTERNAL AUDITOR | 1 | | GRADE 20 |
| 15 | (8) A060 INVESTMENT SPECIALIST | 3 | | GRADE 19 |
| 16 | A113 RETIREMENT COUNSELOR | 6 | | |
| 17 | R030 ASST PERSONNEL MANAGER | 1 | | |
| 18 | (9) A111 ACCOUNTANT | 1 | | GRADE 18 |
| 19 | R264 MANAGEMENT PROJECT ANALYST I | 2 | | |
| 20 | (10) R010 ADMINISTRATIVE ASSISTANT II | 1 | | GRADE 17 |
| 21 | (11) R440 BUSINESS CONTROLLER II | 1 | | GRADE 16 |
| 22 | (12) A108 ACCOUNTING TECHNICIAN II | 1 | | GRADE 15 |
| 23 | A092 REPORTING SPECIALIST III | 4 | | |
| 24 | (13) K041 EXECUTIVE SECY/ADMINISTRATIVE SECY | 1 | | GRADE 14 |
| 25 | (14) A091 REPORTING SPECIALIST II | 3 | | GRADE 13 |
| 26 | K153 SECRETARY II | 4 | | |
| 27 | (15) A106 ACCOUNTING TECHNICIAN I | 1 | | GRADE 12 |
| 28 | (16) A089 REPORTING SPECIALIST I | 1 | | GRADE 11 |
| 29 | K155 SECRETARY I | <u>2</u> | | |
| 30 | | | | |
| | MAX NO. OF EMPLOYEES | 46 | | |

31

32 SECTION 2. EXTRA HELP. There is hereby authorized, for the
33 Arkansas Public Employees Retirement System for the 1995-97 biennium, the
34 following maximum number of part-time or temporary employees, to be known as
35 "Extra Help", payable from funds appropriated herein for such purposes: four

1 (4) temporary or part-time employees, when needed, at rates of pay not to
2 exceed those provided in the Uniform Classification and Compensation Act, or
3 its successor, or this act for the appropriate classification.

4

5 SECTION 3. APPROPRIATIONS. There is hereby appropriated, to the
6 Arkansas Public Employees Retirement System, to be payable from the Arkansas
7 Public Employees' Retirement System Fund, for personal services and operating
8 ~~expenses of the Arkansas Public Employees Retirement System for the biennial~~
9 period ending June 30, 1997, the following:

10

| 11 ITEM | FISCAL YEARS | |
|---|------------------|--------------------------|
| 12 NO. | 1995-96 | 1996-97 |
| 13 (01) REGULAR SALARIES | \$ 1,269,821 | \$ |
| 14 1,270,698 | | |
| 15 (02) EXTRA HELP | 9,000 | |
| 16 9,000 | | |
| 17 (03) PERSONAL SERV MATCHING | 339,675 | |
| 18 339,830 | | |
| 19 (04) MAINT. & GEN. OPERATION | | |
| 20 (A) OPER. EXPENSE \$ | 514,733 | \$ 550,393 |
| 21 (B) CONF. & TRVL. | 20,000 | 20,000 |
| 22 (C) PROF. FEES | 5,500,000 | 5,500,000 |
| 23 (D) CAP. OUTLAY | 333,600 | 20,000 |
| 24 (E) DATA PROC. | <u>0</u> | <u>0</u> |
| 25 TOTAL MAINT. & GEN. OPER. | 6,368,333 | |
| 26 6,090,393 | | |
| 27 (05) INVESTMENT/BENEFIT/REFUND | 100,000,000 | |
| 28 100,000,000 | | |
| 29 (06) DATA PROCESSING SERVICES | <u>2,000,000</u> | |
| 30 <u>2,000,000</u> TOTAL AMOUNT APPROPRIATED | | <u>\$ 109,986,829</u> \$ |
| 31 <u>109,709,921</u> | | |

32

33 SECTION 4. APPROPRIATIONS - CASH. There is hereby appropriated, to the
34 Arkansas Public Employees Retirement System, to be payable from cash funds as
35 defined by Arkansas Code 19-4-801 of the Arkansas Public Employees Retirement

1 System, for payment to beneficiaries by check or wire transfer by the
2 Arkansas Public Employees Retirement System for the biennial period ending
3 June 30, 1997, the following:

4

| 5 ITEM | FISCAL YEARS | |
|---------------------|----------------------|--------------------|
| 6 NO. | 1995-96 | 1996-97 |
| 7 (01) BENEFITS | <u>\$ 80,000,000</u> | |
| 8 <u>80,000,000</u> | | |

9

10 SECTION 5. APPROPRIATIONS - STATE POLICE RETIREMENT. There is hereby
11 appropriated, to the Arkansas Public Employees Retirement System, to be
12 payable from the State Police Retirement Fund, for operating expenses,
13 investments, benefits, refunds, and reimbursement of the Arkansas Public
14 Employees Retirement System for administration of the State Police Retirement
15 System for the biennial period ending June 30, 1997, the following:

16

| 17 ITEM | FISCAL YEARS | |
|---|--------------------------|---------------|
| 18 NO. | 1995-96 | 1996-97 |
| 19 (01) MAINT. & GEN. OPERATION | | |
| 20 (A) OPER. EXPENSE \$ | 12,000 \$ | 12,000 |
| 21 (B) CONF. & TRVL. | 0 | 0 |
| 22 (C) PROF. FEES | 308,350 | 320,950 |
| 23 (D) CAP. OUTLAY | 0 | 0 |
| 24 (E) DATA PROC. | <u>0</u> | <u>0</u> |
| 25 TOTAL MAINT. & GEN. OPER. | | 320,350 |
| 26 332,950 | | |
| 27 (02) INVESTMENT/BENEFIT/REFUND | \$ 25,250,000 | \$ |
| 28 25,250,000 | | |
| 29 (03) DATA PROCESSING SERVICES | | <u>28,000</u> |
| 30 <u>28,000</u> | | |
| 31 TOTAL AMOUNT APPROPRIATED | \$ 25,598,350 | \$ |
| 32 <u>25,610,950</u> | | |

33

34 SECTION 6. APPROPRIATIONS - STATE POLICE RETIREMENT - CASH. There is
35 hereby appropriated, to the Arkansas Public Employees Retirement System, to

1 ~~be payable from cash funds as defined by Arkansas Code 19-4-801 of the~~
2 Arkansas Public Employees Retirement System, for payments to beneficiaries of
3 the State Police Retirement System by check or wire transfer for the biennial
4 period ending June 30, 1997, the following:

5

| 6 ITEM | FISCAL YEARS | |
|--------------------|---------------------|-----------|
| 7 NO. | 1995-96 | 1996-97 |
| 8 (01) BENEFITS | <u>\$ 5,500,000</u> | <u>\$</u> |
| 9 <u>5,500,000</u> | | |

10

11 SECTION 7. APPROPRIATIONS - JUDICIAL RETIREMENT. There is hereby
12 appropriated, to the Arkansas Public Employees Retirement System, to be
13 payable from the Judges Retirement Fund, for operating expenses, investments,
14 benefits, refunds, and reimbursement of the Public Employee Retirement System
15 for administration of the Judicial Retirement System for the biennial period
16 ending June 30, 1997, the following:

17

| 18 ITEM | FISCAL YEARS | |
|---|--------------------|-------------|
| 19 NO. | 1995-96 | 1996-97 |
| 20 (01) MAINT. & GEN. OPERATION | | |
| 21 (A) OPER. EXPENSE \$ | 10,000 \$ | 10,000 |
| 22 (B) CONF. & TRVL. | 0 | 0 |
| 23 (C) PROF. FEES | 109,700 | 113,850 |
| 24 (D) CAP. OUTLAY | 0 | 0 |
| 25 (E) DATA PROC. | <u>0</u> | <u>0</u> |
| 26 TOTAL MAINT. & GEN. OPER. | 119,700 | |

27 123,850

28 (02) INVESTMENTS/BENEFITS/REFUNDS \$ 8,000,000 \$
29 8,000,000

30 (03) DATA PROCESSING SERVICES 17,500
31 17,500

32 TOTAL AMOUNT APPROPRIATED \$ 8,137,200 \$
33 8,142,150

34

35 SECTION 8. APPROPRIATIONS - JUDICIAL RETIREMENT - CASH. There is

1 hereby appropriated, to the Arkansas Public Employees Retirement System, to
2 be payable from cash funds as defined by Arkansas Code 19-4-801 of the
3 Arkansas Public Employees Retirement System, for payments to beneficiaries of
4 the Judicial Retirement System by check or wire transfer for the biennial
5 period ending June 30, 1997, the following:

| | | | |
|----|----------------------|---------------------|-----------|
| 6 | | | |
| 7 | ITEM | FISCAL YEARS | |
| 8 | NO. | 1995-96 | 1996-97 |
| 9 | <u>(01) BENEFITS</u> | <u>\$ 3,500,000</u> | <u>\$</u> |
| 10 | <u>3,500,000</u> | | |

11

12 SECTION 9. A sum not to exceed \$26,250 in the 1995-96 fiscal year, and
13 \$27,550 in the 1996-97 fiscal year may be transferred from the State Police
14 Retirement Fund to the Arkansas Public Employees Retirement System Fund for
15 costs incurred by the Arkansas Public Employees Retirement System. Such
16 transfer request shall be made to the Chief Fiscal Officer of the State, and
17 upon his approval, said transfer shall be made on his books and those of the
18 Treasurer of the State and the Auditor of the State.

19

20 SECTION 10. The Arkansas Public Employees Retirement System is hereby
21 ~~exempted from seeking prior review by the Arkansas Legislative Council with~~
22 regard to Maintenance and General Operation appropriation classification
23 transfers within appropriations provided in this Act, which are specifically
24 related to transfers necessitated by any contractual agreements entered into
25 for electronic transfer of funds services. All other provisions of Arkansas
26 Code 19-4-522 shall be applicable.

27

28 SECTION 11. CARRY FORWARD. The remaining balance as of June 30, 1996,
29 of unexpended appropriation in Operating Expense, Professional Fees and
30 Capital Outlay in Section 3 of this Act shall be carried forward into fiscal
31 year 1996-97 to be used for the same purposes.

32

33 SECTION 12. A sum not to exceed \$15,750 in the 1995-96 fiscal year,
34 and \$16,500 in the 1996-97 fiscal year may be transferred from the Judges
35 Retirement Fund to the Arkansas Public Employees Retirement System Fund for

1 costs incurred by the Arkansas Public Employees Retirement System in
2 administering the Judicial Retirement System. Such transfer request shall be
3 made to the Chief Fiscal Officer of the State, and upon his approval, said
4 transfer shall be made on his books and those of the Treasurer of the State
5 and the Auditor of the State.

6
7 SECTION 13. COMPLIANCE WITH OTHER LAWS. Disbursement of funds
8 authorized by this Act shall be limited to the appropriation for such agency
9 and funds made available by law for the support of such appropriations; and
10 the restrictions of the State Purchasing Law, the General Accounting and
11 Budgetary Procedures Law, the Revenue Stabilization Law, the Regular Salary
12 Procedures and Restrictions Act, or their successors, and other fiscal
13 control laws of this State, where applicable, and regulations promulgated by
14 the Department of Finance and Administration, as authorized by law, shall be
15 strictly complied with in disbursement of said funds.

16
17 SECTION 14. LEGISLATIVE INTENT. It is the intent of the General
18 Assembly that any funds disbursed under the authority of the appropriations
19 contained in this Act shall be in compliance with the stated reasons for
20 which this Act was adopted, as evidenced by the Agency Requests, Executive
21 Recommendations and Legislative Recommendations contained in the budget
22 manuals prepared by the Department of Finance and Administration, letters, or
23 summarized oral testimony in the official minutes of the Arkansas Legislative
24 Council or Joint Budget Committee which relate to its passage and adoption.

25
26 SECTION 15. CODE. All provisions of this Act of a general and
27 permanent nature are amendatory to the Arkansas Code of 1987 Annotated and
28 the Arkansas Code Revision Commission shall incorporate the same in the Code.

29
30 SECTION 16. SEVERABILITY. If any provision of this Act or the
31 application thereof to any person or circumstance is held invalid, such
32 invalidity shall not affect other provisions or applications of the Act which
33 can be given effect without the invalid provision or application, and to this
34 end the provisions of this Act are declared to be severable.

35

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

3

4 SECTION 18. EMERGENCY CLAUSE. It is hereby found and determined by
5 the Eightieth General Assembly, that the Constitution of the State of
6 Arkansas prohibits the appropriation of funds for more than a two (2) year
7 period; that the effectiveness of this Act on July 1, 1995 is essential to
8 the operation of the agency for which the appropriations in this Act are
9 provided, and that in the event of an extension of the Regular Session, the
10 delay in the effective date of this Act beyond July 1, 1995 could work
11 irreparable harm upon the proper administration and provision of essential
12 governmental programs. Therefore, an emergency is hereby declared to exist
13 and this Act being necessary for the immediate preservation of the public
14 peace, health and safety shall be in full force and effect from and after
15 July 1, 1995.

16

/s/Joint Budget Committee

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