

Stricken language would be deleted from and underlined language would be added to the law as it existed prior to this session of the General Assembly.

1 State of Arkansas
2 85th General Assembly
3 Regular Session, 2005

A Bill

HOUSE BILL 1306

4
5 By: Joint Budget Committee
6
7

For An Act To Be Entitled

9 AN ACT TO MAKE AN APPROPRIATION FOR PERSONAL
10 SERVICES AND OPERATING EXPENSES FOR THE ARKANSAS
11 PUBLIC EMPLOYEES RETIREMENT SYSTEM FOR THE
12 BIENNIAL PERIOD ENDING JUNE 30, 2007; AND FOR
13 OTHER PURPOSES.
14

Subtitle

15
16 AN ACT FOR THE ARKANSAS PUBLIC
17 EMPLOYEES RETIREMENT SYSTEM
18 APPROPRIATION FOR THE 2005-2007
19 BIENNIUM.
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23 BE IT ENACTED BY THE GENERAL ASSEMBLY OF THE STATE OF ARKANSAS:
24

25 SECTION 1. REGULAR SALARIES. There is hereby established for the Arkansas
26 Public Employees Retirement System for the 2005-2007 biennium, the following
27 maximum number of regular employees whose salaries shall be governed by the
28 provisions of the Uniform Classification and Compensation Act (Arkansas Code
29 §§21-5-201 et seq.), or its successor, and all laws amendatory thereto.
30 Provided, however, that any position to which a specific maximum annual
31 salary is set out herein in dollars, shall be exempt from the provisions of
32 said Uniform Classification and Compensation Act. All persons occupying
33 positions authorized herein are hereby governed by the provisions of the
34 Regular Salaries Procedures and Restrictions Act (Arkansas Code §21-5-101),
35 or its successor.
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Item	Class		Maximum	Maximum Annual	
No.	Code	Title	No. of	Salary Rate	
			Employees	Fiscal Years	
				2005-2006	
				2006-2007	
5	(1)	9977 PERS DIRECTOR	1	\$130,424	\$133,290
6	(2)	9029 PERS DEPUTY DIRECTOR	1	\$91,762	\$94,038
7	(3)	9028 PERS ASSOC DIR - INVESTMENTS	1	\$69,476	\$71,346
8	(4)	037Z INFORMATION SYSTEMS MANAGER	1	GRADE	25
9	(5)	297Z GENERAL BUSINESS MANAGER	1	GRADE	24
10	(6)	608Z PERS MEMBER SERVICES MANAGER	1	GRADE	23
11	(7)	610Z PERS PROG MGR/ADMIN SVCS	1	GRADE	23
12	(8)	D046 SYSTEMS APPLICATIONS SUPERVISOR	1	GRADE	23
13	(9)	R017 PERS INFORMATION SERVICES MGR	1	GRADE	23
14	(10)	D124 LEAD PROGRAMMER/ANALYST	1	GRADE	22
15	(11)	A097 RETIREMENT COUNSELOR SUPERVISOR	2	GRADE	21
16	(12)	A132 APERS MANAGER/SUPERVISOR MEMBERSHIP	2	GRADE	21
17	(13)	A164 RETIREMENT FUND INVESTMENT SUPV	1	GRADE	21
18	(14)	A056 INTERNAL AUDITOR	1	GRADE	20
19	(15)	A061 SENIOR INVESTMENT SPECIALIST	5	GRADE	20
20	(16)	A062 SENIOR RETIREMENT COUNSELOR	12	GRADE	20
21	(17)	D121 USER SUPPORT ANALYST	1	GRADE	20
22	(18)	A124 ACCOUNTING SERVICES REP II	1	GRADE	20
23	(19)	R266 MANAGEMENT PROJECT ANALYST II	3	GRADE	20
24	(20)	R150 RESEARCH PROJECT ANALYST	1	GRADE	19
25	(21)	A110 ACCOUNTANT II	1	GRADE	19
26	(22)	A111 ACCOUNTANT	1	GRADE	18
27	(23)	R010 ADMINISTRATIVE ASSISTANT II	1	GRADE	17
28	(24)	K046 APERS CALL CENTER AGENT	2	GRADE	17
29	(25)	A108 ACCOUNTING TECHNICIAN II	3	GRADE	15
30	(26)	A092 REPORTING SPECIALIST III	7	GRADE	15
31	(27)	K041 EXECUTIVE SECY/ADMINISTRATIVE SECY	2	GRADE	14
32	(28)	K153 SECRETARY II	<u>4</u>	GRADE	13
33		MAX. NO. OF EMPLOYEES	60		

SECTION 2. EXTRA HELP. There is hereby authorized, for the Arkansas Public Employees Retirement System for the 2005-2007 biennium, the following

1 maximum number of part-time or temporary employees, to be known as "Extra
 2 Help", payable from funds appropriated herein for such purposes: four (4)
 3 temporary or part-time employees, when needed, at rates of pay not to exceed
 4 those provided in the Uniform Classification and Compensation Act, or its
 5 successor, or this act for the appropriate classification.

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7 SECTION 3. APPROPRIATION - OPERATIONS/ADMINISTRATION PROGRAM. There is
 8 hereby appropriated, to be payable from the funds and fund accounts as set
 9 out herein, to the Arkansas Public Employees Retirement System for the
 10 biennial period ending June 30, 2007, the following:

11 (a) For the Operations/Administration Program, the sum of \$12,844,802 for
 12 the 2005-2006 fiscal year and \$12,922,060 for the 2006-2007 fiscal year.

13 (1) Program Description. To provide high quality member services,
 14 including education and counseling to customers (i.e. members, retirees,
 15 employers) about the benefit program and other available services; To
 16 effectively manage the investment of the assets of the Arkansas Public
 17 Employees Retirement System (APERS), the Arkansas State Police Retirement
 18 System (ASPRS), the Arkansas Judicial Retirement System (AJRS), and the
 19 Arkansas District Judges Retirement System (ADJRS); To provide administrative
 20 and support services for APERS, ASPRS, AJRS, & ADJRS.

21 (2) Appropriation payable from:

FISCAL YEARS

		<u>2005-2006</u>	<u>2006-2007</u>
22			
23	(A) Trust Funds	\$ 12,844,802	\$ 12,922,060

24 (3) Performance Targets:

25	(A) Administrative cost per active		
26	and retired member. (ADJRS)	Not Determined	Not Determined
27	(B) Administrative cost per active		
28	and retired member. (APERS)	58	58
29	(C) Number of educational seminars	22 seminars	24 seminars
30	for members. (APERS)	per year	per year
31	(D) Number of newsletters per year	4 newsletters	4 newsletters
32	provided to members. (APERS)	per year	per year
33	(E) Number of performance measures		
34	achieved. (ADJRS)	80%	80%
35	(F) Number of performance measures		
36	achieved. (APERS)	80%	80%

1	(G) Number of performance measures		
2	achieved. (ASPRS)	80%	80%
3	(H) Number of prior year audit		
4	findings repeated in subsequent		
5	audit. (ADJRS)	None	None
6	(I) Number of prior year audit		
7	findings repeated in subsequent		
8	audit. (AJRS)	None	None
9	(J) Number of prior year audit		
10	findings repeated in subsequent		
11	audit. (APERS)	None	None
12	(K) Number of prior year audit		
13	findings repeated in subsequent		
14	audit. (ASPRS)	None	None
15	(L) Percent of public employers		
16	determined to be in compliance		
17	with the Social Security and		
18	Medicare coverage regulations		
19	applicable to public employees.		
20	(APERS)	85%	92%

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22 SECTION 4. APPROPRIATION - BENEFITS PAYMENTS PROGRAM. There is hereby

23 appropriated, to be payable from the funds and fund accounts as set out

24 herein, to the Arkansas Public Employees Retirement System for the biennial

25 period ending June 30, 2007, the following:

26 (a) For the Benefit Payments Program, the sum of \$303,900,000 for the 2005-

27 2006 fiscal year and \$314,600,000 for the 2006-2007 fiscal year.

28 (1) Program Description. To produce accurate and timely benefit payments

29 to retired members or eligible beneficiaries and refunds to active/inactive

30 members or employers of the Arkansas Public Employees Retirement System

31 (APERS), the Arkansas State Police Retirement System (ASPRS), the Arkansas

32 Judicial Retirement System (AJRS), and the Arkansas District Judges

33 Retirement System (ADJRS).

34	(2) Appropriation payable from:	FISCAL YEARS	
35		<u>2005-2006</u>	<u>2006-2007</u>
36	(A) Trust Funds	\$ 81,200,000	\$ 81,200,000

1	(B) Other Funds	\$ 222,700,000	\$ 233,400,000
2	(3) Performance Targets:		
3	(A) Percent of initial benefit		
4	payments made to a retired member		
5	or eligible beneficiary at their		
6	requested retirement date or		
7	within 30 days of the receipt of		
8	required documentation. (ADJRS)	100%	100%
9	(B) Percent of initial benefit		
10	payments made to a retired member		
11	or eligible beneficiary at their		
12	requested retirement date or		
13	within 30 days of the receipt of		
14	required documentation. (AJRS)	100%	100%
15	(C) Percent of initial benefit		
16	payments made to a retired member		
17	or eligible beneficiary at their		
18	requested retirement date or		
19	within 30 days of the receipt of		
20	required documentation. (APERS)	100%	100%
21	(D) Percent of initial benefit		
22	payments made to a retired member		
23	or eligible beneficiary at their		
24	requested retirement date or		
25	within 30 days of the receipt of		
26	required documentation. (ASPRS)	100%	100%
27	(E) Percent of member earnings,		
28	service and contributions		
29	recorded correctly in the		
30	membership database. (ADJRS)	98%	98%
31	(F) Percent of member earnings,		
32	service and contributions		
33	recorded correctly in the		
34	membership database. (AJRS)	98%	98%
35	(G) Percent of member earnings,		
36	service and contributions		

1 recorded correctly in the
 2 membership database. (APERS) 98% 98%
 3 (H) Percent of member earnings,
 4 service and contributions
 5 recorded correctly in the
 6 membership database. (ASPRS) 98% 98%
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8 SECTION 5. SPECIAL LANGUAGE. NOT TO BE INCORPORATED INTO THE ARKANSAS
 9 CODE NOR PUBLISHED SEPARATELY AS SPECIAL, LOCAL AND TEMPORARY LAW. CARRY
 10 FORWARD. The remaining balance as of June 30, ~~2004~~ 2006, of unexpended
 11 appropriation for the Agency ~~Operations/~~ Retirement Administration Program
 12 and available to be used for Operating Expense, up to ~~\$765,393~~ \$1,076,790;
 13 Professional Fees, up to ~~\$4,981,959~~ \$7,054,599; and Capital Outlay, up to
 14 ~~\$25,000~~ \$6,000 shall be carried forward into fiscal year ~~2004-2005~~ 2006-2007
 15 to be used for the same purposes.

16 The provisions of this section shall be in effect only from July 1, ~~2003~~
 17 2005 through June 30, ~~2005~~ 2007.

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 19 SECTION 6. SPECIAL LANGUAGE. NOT TO BE INCORPORATED INTO THE ARKANSAS
 20 CODE NOR PUBLISHED SEPARATELY AS SPECIAL, LOCAL AND TEMPORARY LAW. JUDICIAL
 21 RETIREMENT FUND TRANSFERS. A sum not to exceed ~~\$25,256~~ \$20,681 in the ~~2003-~~
 22 ~~2004~~ 2005-2006 fiscal year, and ~~\$26,014~~ \$21,715 in the ~~2004-2005~~ 2006-2007
 23 fiscal year may be transferred from the Judges Retirement Fund to the
 24 Arkansas Public Employees Retirement System Fund for costs incurred by the
 25 Arkansas Public Employees Retirement System in administering the Judicial
 26 Retirement System. Such transfer request shall be made to the Chief Fiscal
 27 Officer of the State, and upon his approval, said transfer shall be made on
 28 his books and those of the Treasurer of the State and the Auditor of the
 29 State. The provisions of this section shall be in effect only from July 1,
 30 ~~2003~~ 2005 through June 30, ~~2005~~ 2007.

31
 32 SECTION 7. SPECIAL LANGUAGE. NOT TO BE INCORPORATED INTO THE ARKANSAS
 33 CODE NOR PUBLISHED SEPARATELY AS SPECIAL, LOCAL AND TEMPORARY LAW. STATE
 34 POLICE RETIREMENT FUND TRANSFERS. A sum not to exceed ~~\$34,538~~ \$42,007 in the
 35 ~~2003-2004~~ 2005-2006 fiscal year, and ~~\$36,265~~ 43,267 in the ~~2004-2005~~ 2006-
 36 2007 fiscal year may be transferred from the State Police Retirement Fund to

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

7 The provisions of this section shall be in effect only from July 1, ~~2003~~
 8 2005 through June 30, ~~2005~~ 2007.

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10 SECTION 8. SPECIAL LANGUAGE. NOT TO BE INCORPORATED INTO THE ARKANSAS
 11 CODE NOR PUBLISHED SEPARATELY AS SPECIAL, LOCAL AND TEMPORARY LAW. DISTRICT
 12 JUDGES RETIREMENT FUND TRANSFERS. A sum not to exceed \$59,269 in the ~~2003-~~
 13 ~~2004~~ 2005-2006 fiscal year, and \$126,003 in the ~~2004-2005~~ 2006-2007 fiscal
 14 year may be transferred from the District Judges Retirement Fund to the
 15 Arkansas Public Employees Retirement System Fund for costs incurred by the
 16 Arkansas Public Employees Retirement System in administering the District
 17 Judge Retirement Fund. Such transfer request shall be made to the Chief
 18 Fiscal Officer of the State, and upon his approval, said transfer shall be
 19 made on his books and those of the Treasurer of the State and the Auditor of
 20 the State.

21 The provisions of this section shall be in effect only from July 1, ~~2003~~
 22 2005 through June 30, ~~2005~~ 2007.

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24 SECTION 9. COMPLIANCE WITH OTHER LAWS. Disbursement of funds authorized
 25 by this act shall be limited to the appropriation for such agency and funds
 26 made available by law for the support of such appropriations; and the
 27 restrictions of the State Procurement Law, the General Accounting and
 28 Budgetary Procedures Law, the Revenue Stabilization Law, the Regular Salary
 29 Procedures and Restrictions Act, or their successors, and other fiscal
 30 control laws of this State, where applicable, and regulations promulgated by
 31 the Department of Finance and Administration, as authorized by law, shall be
 32 strictly complied with in disbursement of said funds.

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34 SECTION 10. LEGISLATIVE INTENT. It is the intent of the General Assembly
 35 that any funds disbursed under the authority of the appropriations contained
 36 in this act shall be in compliance with the stated reasons for which this act

1 was adopted, as evidenced by the Agency Requests, Executive Recommendations
2 and Legislative Recommendations contained in the budget manuals prepared by
3 the Department of Finance and Administration, letters, or summarized oral
4 testimony in the official minutes of the Arkansas Legislative Council or
5 Joint Budget Committee which relate to its passage and adoption.

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7 SECTION 11. EMERGENCY CLAUSE. It is found and determined by the General
8 Assembly, that the Constitution of the State of Arkansas prohibits the
9 appropriation of funds for more than a two (2) year period; that the
10 effectiveness of this Act on July 1, 2005 is essential to the operation of
11 the agency for which the appropriations in this Act are provided, and that in
12 the event of an extension of the Regular Session, the delay in the effective
13 date of this Act beyond July 1, 2005 could work irreparable harm upon the
14 proper administration and provision of essential governmental programs.
15 Therefore, an emergency is hereby declared to exist and this Act being
16 necessary for the immediate preservation of the public peace, health and
17 safety shall be in full force and effect from and after July 1, 2005.

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