

1 State of Arkansas  
2 88th General Assembly  
3 Regular Session, 2011

# A Bill

HOUSE BILL 1121

4  
5 By: Joint Budget Committee  
6

## For An Act To Be Entitled

8 AN ACT TO MAKE AN APPROPRIATION FOR PERSONAL  
9 SERVICES AND OPERATING EXPENSES FOR THE ARKANSAS  
10 PUBLIC EMPLOYEES RETIREMENT SYSTEM FOR THE FISCAL  
11 YEAR ENDING JUNE 30, 2012; AND FOR OTHER  
12 PURPOSES.  
13  
14

## Subtitle

15 AN ACT FOR THE ARKANSAS PUBLIC EMPLOYEES  
16 RETIREMENT SYSTEM APPROPRIATION FOR THE  
17 2011-2012 FISCAL YEAR.  
18  
19  
20

21 BE IT ENACTED BY THE GENERAL ASSEMBLY OF THE STATE OF ARKANSAS:  
22

### SECTION 1. REGULAR SALARIES - PUBLIC EMPLOYEES RETIREMENT SYSTEM.

23 There is hereby established for the Arkansas Public Employees Retirement  
24 System for the 2011-2012 fiscal year, the following maximum number of regular  
25 employees.  
26  
27

Item No.	Class Code	Title	Maximum No. of Employees	Maximum Annual Salary Rate Fiscal Year 2011-2012
32	(1) U014U	APERS DIRECTOR	1	\$167,400
33	(2) U078U	APERS DEPUTY DIRECTOR	1	\$107,043
34	(3) A003N	SENIOR INVESTMENT ANALYST	1	GRADE N910
35	(4) N096N	APERS ASST DIRECTOR OF FINANCE	1	GRADE N906
36	(5) N159N	APERS INVESTMENT OPERATIONS MANAGER	1	GRADE N901



1	(6)	D007C	INFORMATION SYSTEMS MANAGER	1	GRADE C128
2	(7)	G047C	ATTORNEY SPECIALIST	1	GRADE C126
3	(8)	A027C	ACCOUNTING OPERATIONS MANAGER	1	GRADE C125
4	(9)	G076C	ADMINISTRATIVE SERVICES MANAGER	1	GRADE C124
5	(10)	D030C	INFORMATION SYSTEMS COORDINATOR	1	GRADE C124
6	(11)	A034C	RETIREMENT SECTION MANAGER	4	GRADE C123
7	(12)	D044C	SYSTEMS ANALYST	1	GRADE C122
8	(13)	A052C	ACCOUNTING COORDINATOR	1	GRADE C121
9	(14)	A066C	INTERNAL AUDITOR	1	GRADE C119
10	(15)	A062C	RETIREMENT COORDINATOR	5	GRADE C119
11	(16)	A082C	ACCOUNTANT II	8	GRADE C117
12	(17)	A079C	INVESTMENT ANALYST	4	GRADE C117
13	(18)	A078C	RETIREMENT COUNSELOR	15	GRADE C117
14	(19)	P027C	PUBLIC INFORMATION SPECIALIST	1	GRADE C116
15	(20)	A083C	RETIREMENT ANALYST	7	GRADE C116
16	(21)	X115C	SOCIAL SECURITY ANALYST	1	GRADE C116
17	(22)	D077C	HELP DESK SPECIALIST	2	GRADE C115
18	(23)	C056C	ADMINISTRATIVE SPECIALIST III	3	GRADE C112
19	(24)	A098C	FISCAL SUPPORT SPECIALIST	12	GRADE C112
20	(25)	C073C	ADMINISTRATIVE SPECIALIST II	<u>5</u>	GRADE C109
21			MAX. NO. OF EMPLOYEES	80	

22

23 SECTION 2. EXTRA HELP - PUBLIC EMPLOYEES RETIREMENT SYSTEM. There is  
 24 hereby authorized, for the Arkansas Public Employees Retirement System for  
 25 the 2011-2012 fiscal year, the following maximum number of part-time or  
 26 temporary employees, to be known as "Extra Help", payable from funds  
 27 appropriated herein for such purposes: six (6) temporary or part-time  
 28 employees, when needed, at rates of pay not to exceed those provided in the  
 29 Uniform Classification and Compensation Act, or its successor, or this act  
 30 for the appropriate classification.

31

32 SECTION 3. APPROPRIATION - PUBLIC EMPLOYEES RETIREMENT OPERATIONS.  
 33 There is hereby appropriated, to the Arkansas Public Employees Retirement  
 34 System, to be payable from the Arkansas Public Employees' Retirement System  
 35 Fund, for personal services and operating expenses of the Arkansas Public  
 36 Employees Retirement System for the fiscal year ending June 30, 2012, the

1 following:

2

3 ITEM	FISCAL YEAR
4 <u>NO.</u>	<u>2011-2012</u>
5 (01) REGULAR SALARIES	\$3,474,144
6 (02) EXTRA HELP	75,000
7 (03) PERSONAL SERVICES MATCHING	1,087,779
8 (04) MAINT. & GEN. OPERATION	
9 (A) OPER. EXPENSE	1,607,473
10 (B) CONF. & TRAVEL	42,500
11 (C) PROF. FEES	5,668,963
12 (D) CAP. OUTLAY	0
13 (E) DATA PROC.	0
14 (05) BENEFITS-NON EMPLOYEE	40,000,000
15 (06) REFUNDS/REIMBURSEMENTS	<u>75,000,000</u>
16 TOTAL AMOUNT APPROPRIATED	<u>\$126,955,859</u>

17

18 SECTION 4. APPROPRIATION - PUBLIC EMPLOYEES RETIREMENT CASH. There is  
 19 hereby appropriated, to the Arkansas Public Employees Retirement System, to  
 20 be payable from cash funds as defined by Arkansas Code 19-4-801 of the  
 21 Arkansas Public Employees Retirement System, for payment to beneficiaries by  
 22 check or wired transfer by the Arkansas Public Employees Retirement System  
 23 for the fiscal year ending June 30, 2012, the following:

24

25 ITEM	FISCAL YEAR
26 <u>NO.</u>	<u>2011-2012</u>
27 (01) BENEFITS	<u>\$400,000,000</u>

28

29 SECTION 5. APPROPRIATION - STATE POLICE RETIREMENT OPERATIONS. There  
 30 is hereby appropriated, to the Arkansas Public Employees Retirement System,  
 31 to be payable from the State Police Retirement Fund, for operating expenses  
 32 of the State Police Retirement System by the Arkansas Public Employees  
 33 Retirement System for the fiscal year ending June 30, 2012, the following:

34

35 ITEM	FISCAL YEAR
36 <u>NO.</u>	<u>2011-2012</u>

1	(01) MAINT. & GEN. OPERATION	
2	(A) OPER. EXPENSE	\$77,610
3	(B) CONF. & TRAVEL	0
4	(C) PROF. FEES	265,950
5	(D) CAP. OUTLAY	0
6	(E) DATA PROC.	0
7	(02) BENEFITS-NON EMPLOYEE	10,000,000
8	(03) REFUNDS/REIMBURSEMENTS	<u>20,000,000</u>
9	TOTAL AMOUNT APPROPRIATED	<u><u>\$30,343,560</u></u>

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11           SECTION 6. APPROPRIATION - STATE POLICE RETIREMENT CASH. There is  
 12 hereby appropriated, to the Arkansas Public Employees Retirement System, to  
 13 be payable from cash funds as defined by Arkansas Code 19-4-801 of the  
 14 Arkansas Public Employees Retirement System, for payment to beneficiaries of  
 15 the State Police Retirement System by check or wired transfer by the Arkansas  
 16 Public Employees Retirement System for the fiscal year ending June 30, 2012,  
 17 the following:

18

19	ITEM	FISCAL YEAR
20	<u>NO.</u>	<u>2011-2012</u>
21	(01) BENEFITS	<u><u>\$30,000,000</u></u>

22

23           SECTION 7. APPROPRIATION - JUDICIAL RETIREMENT OPERATIONS. There is  
 24 hereby appropriated, to the Arkansas Public Employees Retirement System, to  
 25 be payable from the Judges Retirement Fund, for operating expenses of the  
 26 Judicial Retirement System by the Arkansas Public Employees Retirement System  
 27 for the fiscal year ending June 30, 2012, the following:

28

29	ITEM	FISCAL YEAR
30	<u>NO.</u>	<u>2011-2012</u>
31	(01) MAINT. & GEN. OPERATION	
32	(A) OPER. EXPENSE	\$40,510
33	(B) CONF. & TRAVEL	0
34	(C) PROF. FEES	122,879
35	(D) CAP. OUTLAY	0
36	(E) DATA PROC.	0

1	(02) BENEFITS-NON EMPLOYEE	4,000,000
2	(03) REFUNDS/REIMBURSEMENTS	<u>5,000,000</u>
3	TOTAL AMOUNT APPROPRIATED	<u><u>\$9,163,389</u></u>

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5 SECTION 8. APPROPRIATION - JUDICIAL RETIREMENT CASH. There is hereby  
6 appropriated, to the Arkansas Public Employees Retirement System, to be  
7 payable from cash funds as defined by Arkansas Code 19-4-801 of the Arkansas  
8 Public Employees Retirement System, for payment to beneficiaries of the  
9 Judicial Retirement System by check or wired transfer by the Arkansas Public  
10 Employees Retirement System for the fiscal year ending June 30, 2012, the  
11 following:

13	ITEM	FISCAL YEAR
14	<u>NO.</u>	<u>2011-2012</u>
15	(01) BENEFITS	<u><u>\$20,000,000</u></u>

16

17 SECTION 9. SPECIAL LANGUAGE. NOT TO BE INCORPORATED INTO THE ARKANSAS  
18 CODE NOR PUBLISHED SEPARATELY AS SPECIAL, LOCAL AND TEMPORARY LAW. JUDICIAL  
19 RETIREMENT FUND TRANSFERS. A sum not to exceed ~~\$28,426~~ \$29,279 in the ~~2010-~~  
20 ~~2011~~ 2011-2012 fiscal year may be transferred from the Judges Retirement Fund  
21 to the Arkansas Public Employees Retirement System Fund for costs incurred by  
22 the Arkansas Public Employees Retirement System in administering the Judicial  
23 Retirement System. Such transfer request shall be made to the Chief Fiscal  
24 Officer of the State, and upon his approval, said transfer shall be made on  
25 his books and those of the Treasurer of the State and the Auditor of the  
26 State.

27 The provisions of this section shall be in effect only from July 1, ~~2010~~  
28 2011 through June 30, ~~2011~~ 2012.

29

30 SECTION 10. SPECIAL LANGUAGE. NOT TO BE INCORPORATED INTO THE ARKANSAS  
31 CODE NOR PUBLISHED SEPARATELY AS SPECIAL, LOCAL AND TEMPORARY LAW. STATE  
32 POLICE RETIREMENT FUND TRANSFERS. A sum not to exceed ~~\$47,279~~ \$48,697 in the  
33 ~~2010-2011~~ 2011-2012 fiscal year may be transferred from the State Police  
34 Retirement Fund to the Arkansas Public Employees Retirement System Fund for  
35 costs incurred by the Arkansas Public Employees Retirement System in  
36 administering the State Police Retirement System. Such transfer request

1 shall be made to the Chief Fiscal Officer of the State, and upon his  
2 approval, said transfer shall be made on his books and those of the Treasurer  
3 of the State and the Auditor of the State.

4 The provisions of this section shall be in effect only from July 1,  
5 ~~2010~~ 2011 through June 30, ~~2011~~ 2012.

6  
7 SECTION 11. SPECIAL LANGUAGE. NOT TO BE INCORPORATED INTO THE ARKANSAS  
8 CODE NOR PUBLISHED SEPARATELY AS SPECIAL, LOCAL AND TEMPORARY LAW. EXEMPTION  
9 FROM PRIOR REVIEW. The Arkansas Public Employees Retirement System is hereby  
10 exempted from seeking prior review by the Arkansas Legislative Council with  
11 regard to transfers between the Benefits line item in the Cash Fund  
12 Appropriation and the Benefits-Non-Employee line item in the Operations  
13 Appropriation which are specifically related to transfers necessitated by the  
14 changes in retirees' selection of the method of payment of retirement  
15 benefits. All other provisions of Arkansas Code §19-4-522 shall be  
16 applicable.

17 The provisions of this section shall be in effect only from July 1, ~~2010~~  
18 2011 through June 30, ~~2011~~ 2012.

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20 SECTION 12. COMPLIANCE WITH OTHER LAWS. Disbursement of funds  
21 authorized by this act shall be limited to the appropriation for such agency  
22 and funds made available by law for the support of such appropriations; and  
23 the restrictions of the State Procurement Law, the General Accounting and  
24 Budgetary Procedures Law, the Revenue Stabilization Law, the Regular Salary  
25 Procedures and Restrictions Act, or their successors, and other fiscal  
26 control laws of this State, where applicable, and regulations promulgated by  
27 the Department of Finance and Administration, as authorized by law, shall be  
28 strictly complied with in disbursement of said funds.

29  
30 SECTION 13. LEGISLATIVE INTENT. It is the intent of the General  
31 Assembly that any funds disbursed under the authority of the appropriations  
32 contained in this act shall be in compliance with the stated reasons for  
33 which this act was adopted, as evidenced by the Agency Requests, Executive  
34 Recommendations and Legislative Recommendations contained in the budget  
35 manuals prepared by the Department of Finance and Administration, letters, or  
36 summarized oral testimony in the official minutes of the Arkansas Legislative

1 Council or Joint Budget Committee which relate to its passage and adoption.

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3 SECTION 14. EMERGENCY CLAUSE. It is found and determined by the  
4 General Assembly, that the Constitution of the State of Arkansas prohibits  
5 the appropriation of funds for more than a one (1) year period; that the  
6 effectiveness of this Act on July 1, 2011 is essential to the operation of  
7 the agency for which the appropriations in this Act are provided, and that in  
8 the event of an extension of the legislative session, the delay in the  
9 effective date of this Act beyond July 1, 2011 could work irreparable harm  
10 upon the proper administration and provision of essential governmental  
11 programs. Therefore, an emergency is hereby declared to exist and this Act  
12 being necessary for the immediate preservation of the public peace, health  
13 and safety shall be in full force and effect from and after July 1, 2011.