

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 84th General Assembly
3 Regular Session, 2003

A Bill

HOUSE BILL 1561

4
5 By: Joint Budget Committee
6
7

For An Act To Be Entitled

8
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, 2005; AND FOR
13 OTHER PURPOSES.
14

Subtitle

15
16 AN ACT FOR THE ARKANSAS PUBLIC
17 EMPLOYEES RETIREMENT SYSTEM
18 APPROPRIATION FOR THE 2003-2005
19 BIENNIUM.
20
21
22

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 2003-2005 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.
36



Item	Class		Maximum	Maximum Annual	
No.	Code	Title	No. of	Salary Rate	
			Employees	2003-2004	2004-2005
5	(1) 9977	PERS DIRECTOR	1	\$102,370	\$104,654
6	(2) 9029	PERS DEPUTY DIRECTOR	1	\$77,912	\$79,793
7	(3) 9028	PERS ASSOC DIR - INVESTMENTS	1	\$65,987	\$67,641
8	(4) 297Z	GENERAL BUSINESS MANAGER	1	GRADE	24
9	(5) 608Z	PERS MEMBER SERVICES MANAGER	1	GRADE	23
10	(6) 610Z	PERS PROG MGR/ADMIN SVCS	1	GRADE	23
11	(7) D046	SYSTEMS APPLICATIONS SUPERVISOR	1	GRADE	23
12	(8) R017	PERS INFORMATION SERVICES MANAGER	1	GRADE	23
13	(9) D124	LEAD PROGRAMMER/ANALYST	1	GRADE	22
14	(10) A097	RETIREMENT COUNSELOR SUPERVISOR	2	GRADE	21
15	(11) A132	APERS MANAGER/SUPERVISOR MEMBERSHIP	2	GRADE	21
16	(12) A164	RETIREMENT FUND INVESTMENT SUPV	1	GRADE	21
17	(13) A061	SENIOR INVESTMENT SPECIALIST	1	GRADE	20
18	(14) A056	INTERNAL AUDITOR	1	GRADE	20
19	(15) A061	SENIOR INVESTMENT SPECIALIST	3	GRADE	20
20	(16) A062	SENIOR RETIREMENT COUNSELOR	10	GRADE	20
21	(17) A124	ACCOUNTING SERVICES REP II	1	GRADE	20
22	(18) D121	USER SUPPORT ANALYST	1	GRADE	20
23	(19) R266	MANAGEMENT PROJECT ANALYST II	3	GRADE	20
24	(20) R150	RESEARCH PROJECT ANALYST	1	GRADE	19
25	(21) A111	ACCOUNTANT	1	GRADE	18
26	(22) R010	ADMINISTRATIVE ASSISTANT II	1	GRADE	17
27	(23) A092	REPORTING SPECIALIST III	6	GRADE	15
28	(24) A108	ACCOUNTING TECHNICIAN II	3	GRADE	15
29	(25) K041	EXECUTIVE SECY/ADMINISTRATIVE SECY	2	GRADE	14
30	(26) K153	SECRETARY II	<u>4</u>	GRADE	13
31		MAX. NO. OF EMPLOYEES	52		

SECTION 2. EXTRA HELP. There is hereby authorized, for the Arkansas Public Employees Retirement System for the 2003-2005 biennium, the following maximum number of part-time or temporary employees, to be known as "Extra Help", payable from funds appropriated herein for such purposes: four (4)

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

4
 5 SECTION 3. APPROPRIATION - AGENCY OPERATIONS/ADMINISTRATION PROGRAM. There
 6 is hereby appropriated, to be payable from the funds and fund accounts as set
 7 out herein, to the Arkansas Public Employees Retirement System for the
 8 biennial period ending June 30, 2005, the following:

9 (a) For the Agency Operations/Administration program, the sum of \$10,775,137
 10 for the 2003-2004 fiscal year and \$10,835,199 for the 2004-2005 fiscal year.

11 (1) Program Description. To provide high quality member services,
 12 including education and counseling to customers (ie. members, retirees,
 13 employers) about the benefit program and other available services. To
 14 effectively manage the investment of the assets of APERS, ASPRS & AJRS. To
 15 provide administrative and support services for APERS, ASPRS & AJRS.

16 (2) Appropriation payable from: FISCAL YEARS

	<u>2003-2004</u>	<u>2004-2005</u>
17 (A) Trust Funds	\$ 10,775,137	\$ 10,835,199

18 (3) Performance Targets:

19 (A) Percent of customers satisfied		
20 with accessibility, accuracy and		
21 timeliness of services.	95	95
22 (B) Number of educational seminars		
23 provided for members per year.	22	22
24 (C) Number of newsletters		
25 distributed to members per year.	3	4
26 (D) Percent of public employers		
27 determined to be in compliance		
28 with the Social Security and		
29 Medicare coverage regulations		
30 applicable to public employers.	75	80
31 (E) Number of agency proprietary		
32 systems administered.	2	2
33 (F) Agency information technology		
34 budget as a percentage of total		
35 agency budget - APERS.	20	20

1	(G) Agency information technology		
2	budget as a percentage of total		
3	agency budget - ASPRS.	8	8
4	(H) Agency information technology		
5	budget as a percentage of total		
6	agency budget - AJRS.	10	10
7	(I) Percentage of investment		
8	transactions by external money		
9	managers reviewed/reconciled by		
10	agency staff.	100	100
11	(J) Percentage of investments		
12	reviewed on a quarterly basis for		
13	compliance with asset allocation		
14	as set forth by the Board of		
15	Trustees.	100	100
16	(K) Administrative cost in dollars		
17	per active and retired member -		
18	APERS.	58	58
19	(L) Administrative cost in dollars		
20	per active and retired member -		
21	ASPRS.	70	70
22	(M) Administrative cost in dollars		
23	per active and retired member -		
24	AJRS.	231	231
25	(N) Number of prior year audit		
26	findings repeated in subsequent		
27	audit.	0	0
28	(O) Percentage of performance		
29	measures achieved.	80	80

30

31 SECTION 4. APPROPRIATION - BENEFIT PAYMENTS PROGRAM. There is hereby
 32 appropriated, to be payable from the funds and fund accounts as set out
 33 herein, to the Arkansas Public Employees Retirement System for the biennial
 34 period ending June 30, 2005, the following:

35 (a) For the Benefit Payments program, the sum of \$259,500,000 for the 2003-
 36 2004 fiscal year and \$275,500,000 for the 2004-2005 fiscal year.

1 (1) Program Description. To produce accurate and timely benefit payments
 2 to retired members or eligible beneficiaries and refunds to active/inactive
 3 members or employers of APERS, ASPRS & AJRS.

4 (2) Appropriation payable from: FISCAL YEARS

	<u>2003-2004</u>	<u>2004-2005</u>
5 (A) Trust Funds	\$ 259,500,000	\$ 275,500,000

7 (3) Performance Targets:

8 (A) Percent of initial benefit		
9 payments made to a retired member		
10 or eligible beneficiary at their		
11 requested retirement date or		
12 within 30 days of the receipt of		
13 required documentation.	100	100
14 (B) Percent of member earnings,		
15 service and contributions		
16 recorded correctly in the		
17 membership database.	97	98

18
 19 SECTION 5. SPECIAL LANGUAGE. NOT TO BE INCORPORATED INTO THE ARKANSAS
 20 CODE NOR PUBLISHED SEPARATELY AS SPECIAL, LOCAL AND TEMPORARY LAW. CARRY
 21 FORWARD. The remaining balance as of ~~June 30, 2002~~ June 30, 2004, of
 22 unexpended appropriation in Operating Expense, Professional Fees and Capital
 23 Outlay in Section 3 of this Act shall be carried forward into fiscal year
 24 ~~2002-2003~~ 2004-2005 to be used for the same purposes. The provisions of this
 25 section shall be in effect only from ~~July 1, 2001~~ July 1, 2003 through ~~June~~
 26 ~~30, 2003~~ June 30, 2005.

27
 28 SECTION 6. SPECIAL LANGUAGE. NOT TO BE INCORPORATED INTO THE ARKANSAS
 29 CODE NOR PUBLISHED SEPARATELY AS SPECIAL, LOCAL AND TEMPORARY LAW. EXEMPTION
 30 FROM PRIOR REVIEW. The Arkansas Public Employees Retirement System is hereby
 31 exempted from seeking prior review by the Arkansas Legislative Council with
 32 regard to transfers between the Benefits line item in the Cash Fund
 33 Appropriation and the Investment/Benefits/Refund line item in the Operational
 34 Appropriation which are specifically related to transfers necessitated by the
 35 changes in retirees' selection of the method of payment of retirement
 36 benefits. All other provisions of Arkansas Code §19-4-522 shall be

1 applicable. The provisions of this section shall be in effect only from ~~July~~
 2 ~~1, 2001~~ July 1, 2003 through ~~June 30, 2003~~ June 30, 2005.

3
 4 SECTION 7. SPECIAL LANGUAGE. NOT TO BE INCORPORATED INTO THE ARKANSAS
 5 CODE NOR PUBLISHED SEPARATELY AS SPECIAL, LOCAL AND TEMPORARY LAW. JUDICIAL
 6 RETIREMENT FUND TRANSFERS. A sum not to exceed ~~\$19,122~~ \$20,681 in the ~~2001-~~
 7 ~~2002~~ 2003-2004 fiscal year, and ~~\$19,696~~ \$21,715 in the ~~2002-2003~~ 2004-2005
 8 fiscal year may be transferred from the Judges Retirement Fund to the
 9 Arkansas Public Employees Retirement System Fund for costs incurred by the
 10 Arkansas Public Employees Retirement System in administering the Judicial
 11 Retirement System. Such transfer request shall be made to the Chief Fiscal
 12 Officer of the State, and upon his approval, said transfer shall be made on
 13 his books and those of the Treasurer of the State and the Auditor of the
 14 State. The provisions of this section shall be in effect only from ~~July 1,~~
 15 ~~2001~~ July 1, 2003 through ~~June 30, 2003~~ June 30, 2005.

16
 17 SECTION 8. SPECIAL LANGUAGE. NOT TO BE INCORPORATED INTO THE ARKANSAS
 18 CODE NOR PUBLISHED SEPARATELY AS SPECIAL, LOCAL AND TEMPORARY LAW.
 19 TRANSFERS. A sum not to exceed ~~\$31,935~~ \$34,538 in the ~~2001-2002~~ 2002-2003
 20 fiscal year, and ~~\$32,893~~ \$36,265 in the ~~2002-2003~~ 2004-2005 fiscal year may
 21 be transferred from the State Police Retirement Fund to the Arkansas Public
 22 Employees Retirement System Fund for costs incurred by the Arkansas Public
 23 Employees Retirement System in administering the State Police Retirement
 24 System. Such transfer request shall be made to the Chief Fiscal Officer of
 25 the State, and upon his approval, said transfer shall be made on his books
 26 and those of the Treasurer of the State and the Auditor of the State.

27 The provisions of this section shall be in effect only from ~~July 1, 2001~~
 28 July 1, 2003 through ~~June 30, 2003~~ June 30, 2005.

29
 30 SECTION 9. COMPLIANCE WITH OTHER LAWS. Disbursement of funds authorized
 31 by this act shall be limited to the appropriation for such agency and funds
 32 made available by law for the support of such appropriations; and the
 33 restrictions of the State Purchasing Law, the General Accounting and
 34 Budgetary Procedures Law, the Revenue Stabilization Law, the Regular Salary
 35 Procedures and Restrictions Act, or their successors, and other fiscal
 36 control laws of this State, where applicable, and regulations promulgated by

1 the Department of Finance and Administration, as authorized by law, shall be
2 strictly complied with in disbursement of said funds.

3
4 SECTION 10. LEGISLATIVE INTENT. It is the intent of the General Assembly
5 that any funds disbursed under the authority of the appropriations contained
6 in this act shall be in compliance with the stated reasons for which this act
7 was adopted, as evidenced by the Agency Requests, Executive Recommendations
8 and Legislative Recommendations contained in the budget manuals prepared by
9 the Department of Finance and Administration, letters, or summarized oral
10 testimony in the official minutes of the Arkansas Legislative Council or
11 Joint Budget Committee which relate to its passage and adoption.

12
13 SECTION 11. EMERGENCY CLAUSE. It is found and determined by the General
14 Assembly, that the Constitution of the State of Arkansas prohibits the
15 appropriation of funds for more than a two (2) year period; that the
16 effectiveness of this Act on July 1, 2003 is essential to the operation of
17 the agency for which the appropriations in this Act are provided, and that in
18 the event of an extension of the Regular Session, the delay in the effective
19 date of this Act beyond July 1, 2003 could work irreparable harm upon the
20 proper administration and provision of essential governmental programs.
21 Therefore, an emergency is hereby declared to exist and this Act being
22 necessary for the immediate preservation of the public peace, health and
23 safety shall be in full force and effect from and after July 1, 2003.