

1 State of Arkansas  
2 92nd General Assembly  
3 Fiscal Session, 2020  
4

# A Bill

HOUSE BILL 1017

5 By: Joint Budget Committee  
6

## For An Act To Be Entitled

8 AN ACT TO MAKE AN APPROPRIATION FOR PERSONAL SERVICES  
9 AND OPERATING EXPENSES FOR THE ARKANSAS PUBLIC  
10 EMPLOYEES RETIREMENT SYSTEM FOR THE FISCAL YEAR  
11 ENDING JUNE 30, 2021; AND FOR OTHER PURPOSES.  
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## Subtitle

14 AN ACT FOR THE ARKANSAS PUBLIC EMPLOYEES  
15 RETIREMENT SYSTEM APPROPRIATION FOR THE  
16 2020-2021 FISCAL YEAR.  
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20 BE IT ENACTED BY THE GENERAL ASSEMBLY OF THE STATE OF ARKANSAS:  
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22 SECTION 1. REGULAR SALARIES. There is hereby established for the  
23 Arkansas Public Employees Retirement System for the 2020-2021 fiscal year,  
24 the following maximum number of regular employees.  
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Item No.	Class Code	Title	Maximum No. of Employees	Maximum Annual Salary Rate Fiscal Year 2020-2021
30	(1) U014U	APERS DIRECTOR	1	GRADE SE04
31	(2) U078U	APERS DEPUTY DIRECTOR	1	GRADE SE01
32	(3) D015N	APERS DIRECTOR OF INFO TECHNOLOGY	1	GRADE IT10
33	(4) D006N	STATE SYSTEMS ARCHITECT	1	GRADE IT10
34	(5) D030C	INFORMATION SYSTEMS COORDINATOR	1	GRADE IT07
35	(6) D044C	SYSTEMS ANALYST	1	GRADE IT05
36	(7) G042N	APERS CHIEF LEGAL COUNSEL	1	GRADE GS14



1	(8)	A003N SENIOR INVESTMENT ANALYST	1	GRADE GS14
2	(9)	N096N APERS ASST DIRECTOR OF FINANCE	1	GRADE GS13
3	(10)	R003N APERS DIRECTOR OF BENEFITS ADMIN	1	GRADE GS13
4	(11)	G037N APERS DIRECTOR OF OPERATIONS	1	GRADE GS13
5	(12)	A027C ACCOUNTING OPERATIONS MANAGER	1	GRADE GS11
6	(13)	A052C ACCOUNTING COORDINATOR	1	GRADE GS09
7	(14)	A034C RETIREMENT SECTION MANAGER	3	GRADE GS09
8	(15)	A082C ACCOUNTANT II	10	GRADE GS08
9	(16)	A066C INTERNAL AUDITOR	1	GRADE GS08
10	(17)	A062C RETIREMENT COORDINATOR	5	GRADE GS08
11	(18)	R024C ASSISTANT PERSONNEL MANAGER	1	GRADE GS07
12	(19)	A079C INVESTMENT ANALYST	3	GRADE GS07
13	(20)	A078C RETIREMENT COUNSELOR	15	GRADE GS07
14	(21)	P031C MEDIA SPECIALIST	1	GRADE GS06
15	(22)	P027C PUBLIC INFORMATION SPECIALIST	1	GRADE GS06
16	(23)	A083C RETIREMENT ANALYST	6	GRADE GS06
17	(24)	X115C SOCIAL SECURITY ANALYST	1	GRADE GS06
18	(25)	C022C BUSINESS OPERATIONS SPECIALIST	1	GRADE GS05
19	(26)	A091C FISCAL SUPPORT ANALYST	2	GRADE GS05
20	(27)	C056C ADMINISTRATIVE SPECIALIST III	2	GRADE GS04
21	(28)	A098C FISCAL SUPPORT SPECIALIST	13	GRADE GS04
22	(29)	C073C ADMINISTRATIVE SPECIALIST II	<u>4</u>	GRADE GS03
23		MAX. NO. OF EMPLOYEES	82	

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25 SECTION 2. EXTRA HELP. There is hereby authorized, for the Arkansas  
 26 Public Employees Retirement System for the 2020-2021 fiscal year, the  
 27 following maximum number of part-time or temporary employees, to be known as  
 28 "Extra Help", payable from funds appropriated herein for such purposes: six  
 29 (6) temporary or part-time employees, when needed, at rates of pay not to  
 30 exceed those provided in the Uniform Classification and Compensation Act, or  
 31 its successor, or this act for the appropriate classification.

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

1 Employees Retirement System for the fiscal year ending June 30, 2021, the  
 2 following:

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4 ITEM	FISCAL YEAR
5 <u>NO.</u>	<u>2020-2021</u>
6 (01) REGULAR SALARIES	\$4,074,771
7 (02) EXTRA HELP	75,000
8 (03) PERSONAL SERVICES MATCHING	1,362,788
9 (04) MAINT. & GEN. OPERATION	
10 (A) OPER. EXPENSE	2,107,473
11 (B) CONF. & TRAVEL	42,500
12 (C) PROF. FEES	5,000,000
13 (D) CAP. OUTLAY	15,000
14 (E) DATA PROC.	0
15 (05) BENEFITS-NON EMPLOYEE	40,000,000
16 (06) REFUNDS/REIMBURSEMENTS	85,000,000
17 (07) DATA PROCESSING SERVICES	<u>4,000,000</u>
18 TOTAL AMOUNT APPROPRIATED	<u>\$141,677,532</u>

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20 SECTION 4. APPROPRIATION - PUBLIC EMPLOYEES RETIREMENT CASH. There is  
 21 hereby appropriated, to the Arkansas Public Employees Retirement System, to  
 22 be payable from cash funds as defined by cash funds as defined by Arkansas  
 23 Code 19-4-801, for payment to beneficiaries by check or wired transfer by the  
 24 Arkansas Public Employees Retirement System for the fiscal year ending June  
 25 30, 2021, the following:

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27 ITEM	FISCAL YEAR
28 <u>NO.</u>	<u>2020-2021</u>
29 (01) BENEFITS	\$775,000,000
30 (02) REFUNDS/REIMBURSEMENTS	<u>50,000,000</u>
31 TOTAL AMOUNT APPROPRIATED	<u>\$825,000,000</u>

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33 SECTION 5. APPROPRIATION - STATE POLICE RETIREMENT OPERATIONS. There  
 34 is hereby appropriated, to the Arkansas Public Employees Retirement System,  
 35 to be payable from the State Police Retirement Fund, for operating expenses  
 36 of the State Police Retirement System by the Arkansas Public Employees

1 Retirement System for the fiscal year ending June 30, 2021, the following:

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3 ITEM	FISCAL YEAR
4 <u>NO.</u>	<u>2020-2021</u>
5 (01) MAINT. & GEN. OPERATION	
6 (A) OPER. EXPENSE	\$20,000
7 (B) CONF. & TRAVEL	0
8 (C) PROF. FEES	265,950
9 (D) CAP. OUTLAY	0
10 (E) DATA PROC.	0
11 (02) BENEFITS-NON EMPLOYEE	5,000,000
12 (03) REFUNDS/REIMBURSEMENTS	<u>25,000,000</u>
13 TOTAL AMOUNT APPROPRIATED	<u>\$30,285,950</u>

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15 SECTION 6. APPROPRIATION - STATE POLICE RETIREMENT CASH. There is  
 16 hereby appropriated, to the Arkansas Public Employees Retirement System, to  
 17 be payable from cash funds as defined by cash funds as defined by Arkansas  
 18 Code 19-4-801, for payment to beneficiaries of the State Police Retirement  
 19 System by check or wired transfer by the Arkansas Public Employees Retirement  
 20 System for the fiscal year ending June 30, 2021, the following:

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22 ITEM	FISCAL YEAR
23 <u>NO.</u>	<u>2020-2021</u>
24 (01) BENEFITS	<u>\$32,500,000</u>

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26 SECTION 7. APPROPRIATION - JUDICIAL RETIREMENT OPERATIONS. There is  
 27 hereby appropriated, to the Arkansas Public Employees Retirement System, to  
 28 be payable from the Judges Retirement Fund, for operating expenses of the  
 29 Judicial Retirement System by the Arkansas Public Employees Retirement System  
 30 for the fiscal year ending June 30, 2021, the following:

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32 ITEM	FISCAL YEAR
33 <u>NO.</u>	<u>2020-2021</u>
34 (01) MAINT. & GEN. OPERATION	
35 (A) OPER. EXPENSE	\$30,000
36 (B) CONF. & TRAVEL	0

1	(C) PROF. FEES	122,879
2	(D) CAP. OUTLAY	0
3	(E) DATA PROC.	0
4	(02) BENEFITS-NON EMPLOYEE	1,250,000
5	(03) REFUNDS/REIMBURSEMENTS	<u>7,250,000</u>
6	TOTAL AMOUNT APPROPRIATED	<u><u>\$8,652,879</u></u>

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8 SECTION 8. APPROPRIATION - JUDICIAL RETIREMENT CASH. There is hereby

9 appropriated, to the Arkansas Public Employees Retirement System, to be

10 payable from cash funds as defined by cash funds as defined by Arkansas Code

11 19-4-801, for payment to beneficiaries of the Judicial Retirement System by

12 check or wired transfer by the Arkansas Public Employees Retirement System

13 for the fiscal year ending June 30, 2021, the following:

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15	ITEM	FISCAL YEAR
16	<u>NO.</u>	<u>2020-2021</u>
17	(01) BENEFITS	<u><u>\$21,000,000</u></u>

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19 SECTION 9. 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 \$61,852 in the ~~2019-2020~~ 2020-

22 2021 fiscal year may be transferred from the Judges Retirement Fund to the

23 Arkansas Public Employees' Retirement System Fund for costs incurred by the

24 Arkansas Public Employees Retirement System in administering the Judicial

25 Retirement System. Such transfer request shall be made to the Chief Fiscal

26 Officer of the State, and upon his approval, said transfer shall be made on

27 his books and those of the Treasurer of the State and the Auditor of the

28 State.

29 The provisions of this section shall be in effect only from July 1, ~~2019~~

30 2020 through June 30, ~~2020~~ 2021.

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32 SECTION 10. 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 \$114,008 in the ~~2019-~~

35 ~~2020~~ 2020-2021 fiscal year may be transferred from the State Police

36 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 State Police Retirement System. Such transfer request  
3 shall be made to the Chief Fiscal Officer of the State, and upon his  
4 approval, said transfer shall be made on his books and those of the Treasurer  
5 of the State and the Auditor of the State.

6 The provisions of this section shall be in effect only from July 1, ~~2019~~  
7 2020 through June 30, ~~2020~~ 2021.

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

20 The provisions of this section shall be in effect only from July 1, ~~2019~~  
21 2020 through June 30, ~~2020~~ 2021.

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23 SECTION 12. SPECIAL LANGUAGE. NOT TO BE INCORPORATED INTO THE ARKANSAS  
24 CODE NOR PUBLISHED SEPARATELY AS SPECIAL, LOCAL AND TEMPORARY LAW. SPECIAL  
25 STATE POLICE RETIREMENT FUND TRANSFERS. A sum not to exceed \$50,000 may be  
26 transferred from the State Police Retirement Fund to the Arkansas Public  
27 Employees' Retirement System Fund to share in the costs incurred by the  
28 Arkansas Public Employees Retirement System in the purchase and  
29 implementation of a new pension administration system, which will be utilized  
30 to administer State Police pension transactions for members and retirees.  
31 Said transfer shall sunset at the end of fiscal year ~~2020~~ 2021. Such  
32 transfer request shall be made to the Chief Fiscal officer of the State, and  
33 upon his approval, said transfer shall be made on his books and those of the  
34 Treasurer of the State and the Auditor of the State.

35 The provisions of this section shall be in effect only from July 1, ~~2019~~  
36 2020 through June 30, ~~2020~~ 2021.

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2 SECTION 13. SPECIAL LANGUAGE. NOT TO BE INCORPORATED INTO THE ARKANSAS  
3 CODE NOR PUBLISHED SEPARATELY AS SPECIAL, LOCAL AND TEMPORARY LAW. SPECIAL  
4 JUDICIAL RETIREMENT FUND TRANSFERS. A sum not to exceed \$50,000 may be  
5 transferred from the Judicial Retirement Fund to the Arkansas Public  
6 Employees' Retirement System Fund to share in the costs incurred by the  
7 Arkansas Public Employees Retirement System in the purchase and  
8 implementation of a new pension administration system, which will be utilized  
9 to administer Judicial pension transactions for members and retirees. Said  
10 transfer shall sunset at the end of fiscal year ~~2020~~ 2021. Such transfer  
11 request shall be made to the Chief Fiscal Officer of the State, and upon his  
12 approval, said transfer shall be made on his books and those of the Treasurer  
13 of State and the Auditor of the State.

14 The provisions of this section shall be in effect only from July 1, ~~2019~~  
15 2020 through June 30, ~~2020~~ 2021.

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17 SECTION 14. COMPLIANCE WITH OTHER LAWS. Disbursement of funds  
18 authorized by this act shall be limited to the appropriation for such agency  
19 and funds made available by law for the support of such appropriations; and  
20 the restrictions of the State Procurement Law, the General Accounting and  
21 Budgetary Procedures Law, the Revenue Stabilization Law, the Regular Salary  
22 Procedures and Restrictions Act, or their successors, and other fiscal  
23 control laws of this State, where applicable, and regulations promulgated by  
24 the Department of Finance and Administration, as authorized by law, shall be  
25 strictly complied with in disbursement of said funds.

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27 SECTION 15. LEGISLATIVE INTENT. It is the intent of the General  
28 Assembly that any funds disbursed under the authority of the appropriations  
29 contained in this act shall be in compliance with the stated reasons for  
30 which this act was adopted, as evidenced by the Agency Requests, Executive  
31 Recommendations and Legislative Recommendations contained in the budget  
32 manuals prepared by the Department of Finance and Administration, letters, or  
33 summarized oral testimony in the official minutes of the Arkansas Legislative  
34 Council or Joint Budget Committee which relate to its passage and adoption.

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36 SECTION 16. EMERGENCY CLAUSE. It is found and determined by the

1 General Assembly, that the Constitution of the State of Arkansas prohibits  
2 the appropriation of funds for more than a one (1) year period; that the  
3 effectiveness of this Act on July 1, 2020 is essential to the operation of  
4 the agency for which the appropriations in this Act are provided, and that in  
5 the event of an extension of the legislative session, the delay in the  
6 effective date of this Act beyond July 1, 2020 could work irreparable harm  
7 upon the proper administration and provision of essential governmental  
8 programs. Therefore, an emergency is hereby declared to exist and this Act  
9 being necessary for the immediate preservation of the public peace, health  
10 and safety shall be in full force and effect from and after July 1, 2020.

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