

1 State of Arkansas
2 93rd General Assembly
3 Regular Session, 2021
4

A Bill

HOUSE BILL 1077

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, 2022; AND FOR OTHER PURPOSES.
12
13

Subtitle

14 AN ACT FOR THE ARKANSAS PUBLIC EMPLOYEES
15 RETIREMENT SYSTEM APPROPRIATION FOR THE
16 2021-2022 FISCAL YEAR.
17
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20 BE IT ENACTED BY THE GENERAL ASSEMBLY OF THE STATE OF ARKANSAS:
21

22 SECTION 1. REGULAR SALARIES. There is hereby established for the
23 Arkansas Public Employees Retirement System for the 2021-2022 fiscal year,
24 the following maximum number of regular employees.
25

Item No.	Class Code	Title	Maximum No. of Employees	Maximum Annual Salary Rate Fiscal Year 2021-2022
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	9	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	10	GRADE GS04
22	(29)	C073C ADMINISTRATIVE SPECIALIST II	<u>3</u>	GRADE GS03
23		MAX. NO. OF EMPLOYEES	81	

24

25 SECTION 2. EXTRA HELP. There is hereby authorized, for the Arkansas
 26 Public Employees Retirement System for the 2021-2022 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.

32

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, 2022, the
 2 following:

3

4 ITEM	FISCAL YEAR
5 <u>NO.</u>	<u>2021-2022</u>
6 (01) REGULAR SALARIES	\$4,121,513
7 (02) EXTRA HELP	75,000
8 (03) PERSONAL SERVICES MATCHING	1,404,798
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	0
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>\$141,751,284</u>

19

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 Arkansas Code 19-4-801, for payment
 23 to beneficiaries by check or wire transfer by the Arkansas Public Employees
 24 Retirement System for the fiscal year ending June 30, 2022, the following:

25

26 ITEM	FISCAL YEAR
27 <u>NO.</u>	<u>2021-2022</u>
28 (01) BENEFITS	\$775,000,000
29 (02) REFUNDS/REIMBURSEMENTS	<u>50,000,000</u>
30 TOTAL AMOUNT APPROPRIATED	<u>\$825,000,000</u>

31

32 SECTION 5. APPROPRIATION - STATE POLICE RETIREMENT OPERATIONS. There
 33 is hereby appropriated, to the Arkansas Public Employees Retirement System,
 34 to be payable from the State Police Retirement Fund, for operating expenses
 35 of the State Police Retirement System by the Arkansas Public Employees
 36 Retirement System for the fiscal year ending June 30, 2022, the following:

1		
2	ITEM	FISCAL YEAR
3	<u>NO.</u>	<u>2021-2022</u>
4	(01) MAINT. & GEN. OPERATION	
5	(A) OPER. EXPENSE	\$20,000
6	(B) CONF. & TRAVEL	0
7	(C) PROF. FEES	265,950
8	(D) CAP. OUTLAY	0
9	(E) DATA PROC.	0
10	(02) BENEFITS-NON EMPLOYEE	5,000,000
11	(03) REFUNDS/REIMBURSEMENTS	<u>25,000,000</u>
12	TOTAL AMOUNT APPROPRIATED	<u><u>\$30,285,950</u></u>

13

14 SECTION 6. APPROPRIATION - STATE POLICE RETIREMENT CASH. There is

15 hereby appropriated, to the Arkansas Public Employees Retirement System, to

16 be payable from cash funds as defined by Arkansas Code 19-4-801, for payment

17 to beneficiaries of the State Police Retirement System by check or wire

18 transfer by the Arkansas Public Employees Retirement System for the fiscal

19 year ending June 30, 2022, the following:

20		
21	ITEM	FISCAL YEAR
22	<u>NO.</u>	<u>2021-2022</u>
23	(01) BENEFITS	\$31,000,000
24	(02) REFUNDS/REIMBURSEMENTS	<u>1,500,000</u>
25	TOTAL AMOUNT APPROPRIATED	<u><u>\$32,500,000</u></u>

26

27 SECTION 7. APPROPRIATION - JUDICIAL RETIREMENT OPERATIONS. There is

28 hereby appropriated, to the Arkansas Public Employees Retirement System, to

29 be payable from the Judges Retirement Fund, for operating expenses of the

30 Judicial Retirement System by the Arkansas Public Employees Retirement System

31 for the fiscal year ending June 30, 2022, the following:

32		
33	ITEM	FISCAL YEAR
34	<u>NO.</u>	<u>2021-2022</u>
35	(01) MAINT. & GEN. OPERATION	
36	(A) OPER. EXPENSE	\$30,000

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

8
 9 SECTION 8. APPROPRIATION - JUDICIAL RETIREMENT CASH. There is hereby
 10 appropriated, to the Arkansas Public Employees Retirement System, to be
 11 payable from cash funds as defined by Arkansas Code 19-4-801, for payment to
 12 beneficiaries of the Judicial Retirement System by check or wire transfer by
 13 the Arkansas Public Employees Retirement System for the fiscal year ending
 14 June 30, 2022, the following:

16	ITEM	FISCAL YEAR
17	<u>NO.</u>	<u>2021-2022</u>
18	(01) BENEFITS	\$20,750,000
19	(02) REFUNDS/REIMBURSEMENTS	<u>250,000</u>
20	TOTAL AMOUNT APPROPRIATED	<u><u>\$21,000,000</u></u>

21
 22 SECTION 9. SPECIAL LANGUAGE. NOT TO BE INCORPORATED INTO THE ARKANSAS
 23 CODE NOR PUBLISHED SEPARATELY AS SPECIAL, LOCAL AND TEMPORARY LAW. JUDICIAL
 24 RETIREMENT FUND TRANSFERS. A sum not to exceed ~~\$61,852~~ \$63,708 in the ~~2020-~~
 25 ~~2021~~ 2021-2022 fiscal year may be transferred from the Judges Retirement Fund
 26 to the Arkansas Public Employees' Retirement System Fund for costs incurred
 27 by the Arkansas Public Employees Retirement System in administering the
 28 Judicial Retirement System. Such transfer request shall be made to the Chief
 29 Fiscal Officer of the State, and upon his approval, said transfer shall be
 30 made on his books and those of the Treasurer of the State and the Auditor of
 31 the State.

32 The provisions of this section shall be in effect only from July 1, ~~2020~~
 33 2021 through June 30, ~~2021~~ 2022.

34
 35 SECTION 10. SPECIAL LANGUAGE. NOT TO BE INCORPORATED INTO THE ARKANSAS
 36 CODE NOR PUBLISHED SEPARATELY AS SPECIAL, LOCAL AND TEMPORARY LAW. STATE

1 POLICE RETIREMENT FUND TRANSFERS. A sum not to exceed ~~\$114,008~~ \$117,428 in
2 the ~~2020-2021~~ 2021-2022 fiscal year may be transferred from the State Police
3 Retirement Fund to the Arkansas Public Employees' Retirement System Fund for
4 costs incurred by the Arkansas Public Employees Retirement System in
5 administering the State Police Retirement System. Such transfer request
6 shall be made to the Chief Fiscal Officer of the State, and upon his
7 approval, said transfer shall be made on his books and those of the Treasurer
8 of the State and the Auditor of the State.

9 The provisions of this section shall be in effect only from July 1, ~~2020~~
10 2021 through June 30, ~~2021~~ 2022.

11
12 SECTION 11. SPECIAL LANGUAGE. NOT TO BE INCORPORATED INTO THE ARKANSAS
13 CODE NOR PUBLISHED SEPARATELY AS SPECIAL, LOCAL AND TEMPORARY LAW. EXEMPTION
14 FROM PRIOR REVIEW. The Arkansas Public Employees Retirement System is hereby
15 exempted from seeking prior review by the Arkansas Legislative Council or
16 Joint Budget Committee with regard to transfers between the Benefits and
17 Refund line items in the Public Employees Retirement Cash appropriation
18 section and the Benefits-Non Employee line item in the Public Employees
19 Retirement Operations appropriation section which are specifically related to
20 transfers necessitated by the changes in retirees' selection of the method of
21 payment of retirement benefits. All other provisions of Arkansas Code §19-4-
22 522 shall be applicable.

23 The provisions of this section shall be in effect only from July 1, ~~2020~~
24 2021 through June 30, ~~2021~~ 2022.

25
26 SECTION 12. SPECIAL LANGUAGE. NOT TO BE INCORPORATED INTO THE ARKANSAS
27 CODE NOR PUBLISHED SEPARATELY AS SPECIAL, LOCAL AND TEMPORARY LAW. SPECIAL
28 STATE POLICE RETIREMENT FUND TRANSFERS. A sum not to exceed \$50,000 may be
29 transferred from the State Police Retirement Fund to the Arkansas Public
30 Employees' Retirement System Fund to share in the costs incurred by the
31 Arkansas Public Employees Retirement System in the purchase and
32 implementation of a new pension administration system, which will be utilized
33 to administer State Police pension transactions for members and retirees.
34 Said transfer shall sunset at the end of fiscal year ~~2021~~ 2022. Such
35 transfer request shall be made to the Chief Fiscal officer of the State, and
36 upon his approval, said transfer shall be made on his books and those of the

1 Treasurer of the State and the Auditor of the State.

2 The provisions of this section shall be in effect only from July 1, ~~2020~~
3 2021 through June 30, ~~2021~~ 2022.

4
5 SECTION 13. SPECIAL LANGUAGE. NOT TO BE INCORPORATED INTO THE ARKANSAS
6 CODE NOR PUBLISHED SEPARATELY AS SPECIAL, LOCAL AND TEMPORARY LAW. SPECIAL
7 JUDICIAL RETIREMENT FUND TRANSFERS. A sum not to exceed \$50,000 may be
8 transferred from the Judicial Retirement Fund to the Arkansas Public
9 Employees' Retirement System Fund to share in the costs incurred by the
10 Arkansas Public Employees Retirement System in the purchase and
11 implementation of a new pension administration system, which will be utilized
12 to administer Judicial pension transactions for members and retirees. Said
13 transfer shall sunset at the end of fiscal year ~~2021~~ 2022. Such transfer
14 request shall be made to the Chief Fiscal Officer of the State, and upon his
15 approval, said transfer shall be made on his books and those of the Treasurer
16 of State and the Auditor of the State.

17 The provisions of this section shall be in effect only from July 1, ~~2020~~
18 2021 through June 30, ~~2021~~ 2022.

19
20 SECTION 14. 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 15. 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.

2
3 SECTION 16. 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, 2021 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, 2021 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, 2021.