

# ARKANSAS REGISTER

## Transmittal Sheet

\* Use only for **FINAL** and **EMERGENCY RULES**



Secretary of State  
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For Office  
Use Only:

Effective Date \_\_\_\_\_ Code Number \_\_\_\_\_

Name of Agency Arkansas Fire and Police Pension Review Board (Agency #137.00)

Department N/A

Contact David B. Clark E-mail dclark@lopfi-prb.com Phone (501) 682-1745

Statutory Authority for Promulgating Rules 24-11-203 and 24-11-216

Rule Title: PRB Rule 1-Description of the Board

Intended Effective Date  
(Check One)

Date

Emergency (ACA 25-15-204)

Legal Notice Published

5/2/12

30 Days After Filing (ACA 25-15-204)

Final Date for Public Comment

6/6/12

Other N/A No changes were made  
(Must be more than 30 days after filing date.)

Reviewed by Legislative Council

Adopted by State Agency

6/6/12

Electronic Copy of Rule submitted under ACA 25-15-218 by:

David B. Clark dclark@lopfi-prb.com

6/7/12

Contact Person

E-mail Address

Date

### CERTIFICATION OF AUTHORIZED OFFICER

I Hereby Certify That The Attached Rules Were Adopted  
In Compliance with Act 434 of 1967 the Arkansas Administrative Procedures Act. (ACA 25-15-201 et. seq.)

Signature

501-682-1745

dclark@lopfi-prb.com

Phone Number

E-mail Address

Executive Director

Title

6/7/12

Date

**ARKANSAS FIRE AND POLICE PENSION REVIEW BOARD**

PRB RULE #1	Adopted:	April 17, 1985
	Amended:	May 30, 1985
	Amended:	September 4, 1986
	Amended:	May 21, 1987
	Amended:	December 14, 1990
	Amended:	June 29, 1999
	Amended:	March 21, 2007
	Amended:	September 7, 2011

Description of the Board; Method of Operation; Methods for Public Access to the Information; Election of Chair.

The Arkansas Fire and Police Pension Review Board (PRB) was established by Act 381 of 1983. Its legal charge is to enforce Arkansas laws which govern funding of local police and fire pension funds (Local Plans), which were established by Act 250 of 1937 and Act 491 of 1921, respectively, and to enforce the proper legal level of benefit payments from these Local Plans. The law also charges the PRB with approving the decisions of staff, who certify the proper action to be taken on benefit increase requests for Local Plans.

The PRB has nine voting members. Employers have three (3) representatives; each employee group has two (2) representatives; the public has one (1) representative, and the Director of the Department of Finance and Administration sits ex officio. The PRB Members are appointed by the Governor and hold terms, which are set by law. The PRB must meet once a year, and may call other regular and special meetings at its discretion.

In or after July of each odd-numbered year the voting members of the PRB shall elect from among their number a Chair of the Board and a Vice-Chair to move up to Chair of the Board. The Vice-Chair will serve in the absence of the Chair and/or in the event the member holding the position of Chair leaves the Board prior to the expiration of his/her term. However, the period a member may serve as Vice-Chair will not apply towards the stated term limitation in the event that member is elected to the position of Chair. Beginning with the July 2007 election cycle, a member will be limited to one (1) term as Chair. The rotation of the Chair position shall begin with the Arkansas Municipal League representatives, followed by the Police representatives, followed by the public representative, and then the Firefighter representatives. In the event a representative group does not wish to serve as Chair, then the rotation shall move to the next representative group.

The law designates the Executive Director and staff of the Arkansas Local Police and Fire Retirement System to serve as director and staff for the PRB.

The PRB is authorized to make rules and regulations necessary to enforce the laws governing funding and benefit levels, and to withhold Premium Tax Turnback from the Local Plans and their sponsoring locations when non-compliance with such laws is determined.

The press is notified of each PRB meeting, which are open to the public. The public may review the records of the Board at its offices located at 620 W. 3<sup>rd</sup>, Suite 200, Little Rock, Arkansas. Office hours are Monday through Friday from 8:30 a.m. – 4:30 p.m.

## **ARKANSAS FIRE AND POLICE PENSION REVIEW BOARD**

PRB Rule #1 (continued)

Public records may be copied in the office, but charges not to exceed 50 cents per page may be charged to defray the cost of copying large volumes of pages. Any interested party will be afforded access to the public files, but such persons are asked to contact the PRB's director first at (501) 682-1745 so that a mutually convenient time may be arranged and office operations will not be disrupted

### **Actuarial Cost Studies for Legislative Proposals**

The Executive Director will not pay for actuarial costing of proposed legislation without prior approval of the PRB.

### **Actuarial Cost Studies for Depository Insurance Recoveries**

Local Plans will be responsible for charges incurred for actuarial services required to recover pension fund assets from depository insurance corporations.

PRB Rule 1 concluded.