

REFERENCE TITLE: appropriation; retirement system; Burke litigation

State of Arizona
House of Representatives
Forty-eighth Legislature
First Regular Session
2007

HB 2146

Introduced by
Representatives McClure: Crandall

AN ACT

MAKING AN APPROPRIATION TO THE ARIZONA STATE RETIREMENT SYSTEM FOR
DISTRIBUTION FOR COSTS RELATED TO THE BURKE V. ASRS LITIGATION.

(TEXT OF BILL BEGINS ON NEXT PAGE)

1 Be it enacted by the Legislature of the State of Arizona:

2 Section 1. Appropriation; retirement system litigation; exemption

3 A. Notwithstanding Laws 1999, chapter 266, section 5, subsection E,
4 the sum of \$5,200,000 is appropriated from the state general fund in fiscal
5 year 2006-2007 to the Arizona state retirement system to pay attorney fees
6 and costs incurred on behalf of employers in the class action lawsuit
7 entitled James J. Burke v. ASRS et al., Pima County Cause No. 316479, as
8 awarded by the court.

9 B. Employers who have already paid the court-ordered attorney fees and
10 costs are entitled to reimbursement from the Arizona state retirement system
11 from this appropriation.

12 C. The appropriation made in subsection A of this section is exempt
13 from the provisions of section 35-190, Arizona Revised Statutes, relating to
14 lapsing of appropriations, until December 31, 2007.

15 Sec. 2. Emergency

16 This act is an emergency measure that is necessary to preserve the
17 public peace, health or safety and is operative immediately as provided by
18 law.