

"AN ACT TO AMEND SUBSECTION 2 OF SECTION 5 OF ACT 427 OF 1973, AS AMENDED [ARK. STAT. 80-1440 (5.02)], RELATING TO MILITARY SERVICE CREDIT IN THE TEACHER RETIREMENT SYSTEM; AND FOR OTHER PURPOSES."

BE IT ENACTED BY THE GENERAL ASSEMBLY OF THE STATE OF ARKANSAS:

SECTION 1. Subsection 2 of Section 5 of Act 427 of 1973 as amended, the same being Arkansas Statute 80-1440 (5.02) is hereby amended to read as follows:

"5.02. In the event an active member entered or enters the armed forces of the United States during any period of compulsory military service, such armed service actually required of him shall be credited him as service hereunder; provided, that he again becomes a teacher within a period of two (2) years after he is relieved from military duty, and he returns to the System the amount, if any, he may have received therefrom at the time he entered or while in such armed service, together with regular interest from the date of withdrawal to the date of repayment. During the period of such armed service and until his return as a teacher, his contributions to the System shall be suspended, and any balance remaining to his credit in the member's deposit account shall be accumulated at regular interest. A person who entered the armed forces and who was not an active member at the time of such entry shall have such armed service actually required of him credited as service hereunder if he satisfies all of the following conditions: he completes ten (10) years of credited service for teaching service in Arkansas and such armed service is not credited as service under any other retirement plan except Social Security. Receipt of a disability pension from the federal military system shall not be considered as having service credit with another retirement plan. In no event shall a person be credited with a total of more than five (5) years of such armed service. In any case of doubt as to the period of such armed service to be so credited a member, the Board shall have the power to determine such period.

SECTION 2. All laws and parts of laws in conflict with this Act are hereby repealed.

APPROVED: 4/1/87

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