Stricken language would be deleted from and underlined language would be added to present law. Act 59 of the Regular Session

1	State of Arkansas	A Bill	
2	92nd General Assembly	A DIII	**************************************
3	Regular Session, 2019		HOUSE BILL 1076
4		***	
5	By: Representatives J. Mayberry, Watson		
6	By: Senator Maloch		
7		Ear An Ast To Do Entitled	
8	For An Act To Be Entitled AN ACT TO AMEND THE ACHIEVING A BETTER LIFE		
9			
10	EXPERIENCE PROGRAM ACT; TO AUTHORIZE THE TRANSFER OF		
11	ABLE ACCOUNT ASSETS FOLLOWING THE DEATH OF A		
12	DESIGNATED BENEFICIARY; TO PROHIBIT THE STATE FROM		
13	SEEKING PAYMENT FROM THE ABLE ACCOUNT; AND FOR OTHER		
14	PURPOSES.		
15			
16			
17	Subtitle		
18	TO AMEND	THE ACHIEVING A BETTER LIF	E
19	EXPERIEN	CE PROGRAM ACT; TO AUTHORIZ	E
20	TRANSFER OF ABLE ACCOUNT ASSETS FOLLOWING		
21	DEATH OF	DESIGNATED BENEFICIARY; AN	D TO
22	PROHIBIT THE STATE FROM SEEKING PAYMENT		
23	FROM ABL	E ACCOUNT.	
24			
25			
26	BE IT ENACTED BY THE GENER	RAL ASSEMBLY OF THE STATE OF	F ARKANSAS:
27			
28	SECTION 1. Arkansas	s Code § 20-3-109, concerning	ng the naming of
29	designated beneficiaries and the transfer of accounts within the Achieving a		
30	Better Life Experience Program Act, is amended to add an additional		
31	subsection to read as follows:		
32	(c)(1) Unless prohibited by federal law, upon the death of a		
33	designated beneficiary, proceeds from an account may be transferred to:		
34	(A) The	e estate of a designated be	neficiary; or
35	(B) An account for another eligible individual specified		
36	by the designated beneficiary or the estate of the designated beneficiary.		

1	(2) An agency or instrumentality of the state shall not seek
2	payment under 26 U.S.C. § 529A(f), as in effect on January 1, 2019, from the
3	account or its proceeds for benefits provided to a designated beneficiary.
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6	APPROVED: 2/4/19
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