

Hall of the House of Representatives
88th General Assembly - Regular Session, 2011
Amendment Form

Subtitle of House Bill No. 1174

TO AMEND THE STATE RETIREMENT SYSTEMS AND TO DECLARE AN EMERGENCY.

Amendment No. 1 to House Bill No. 1174

Amend House Bill No. 1174 as originally introduced:

Delete SECTION 1 in its entirety and substitute the following:

"SECTION 1. Arkansas Code § 24-4-303, concerning a municipality's membership in the Arkansas Public Employees' Retirement System, is amended to add a new subsection to read as follows:

(d) Beginning January 1, 2012, a municipality that has a retirement plan under § 24-12-101 et seq., may:

(1) Include all newly hired employees and newly elected public officials in the membership of the Arkansas Public Employees' Retirement System; and

(2) Allow current employees and current elected public officials participating in a 401(a) plan established under Internal Revenue Code, 26 U.S.C. § 401(a), or a 401(k) plan established under Internal Revenue Code, 26 U.S.C. § 401(k), to elect to continue participation in the municipality's retirement plan or to establish participation in the Arkansas Public Employees' Retirement System by:

(A) Purchasing service credit:

(i)(a) From the municipality's retirement plan to transfer into the system.

(b) A member shall have at least five (5) years of actual service with the Arkansas Public Employees' Retirement System to retire; or

(ii) In a prorated amount by rolling over a 401(a) established under Internal Revenue Code, 26 U.S.C. § 401(a), or a 401(k) established under Internal Revenue Code, 26 U.S.C. § 401(k), into the system; and

(B) Notifying the system in writing of the election to participate in the system in a form determined acceptable by the system.

SECTION 2. Arkansas Code § 24-4-723(a)(3), concerning the purchase of service credit for retirement purposes, is amended to read as follows:

(3)(A) ~~The~~ Except as provided in subdivision (a)(3)(B) of this section, a member may pay for all of his or her current service credit or a portion thereof consisting of multiples of one (1) year.



(B) From September 1, 2011, through December 31, 2012, a member may roll over a 401(a) plan established under section 401(a) of the Internal Revenue Code, 26 U.S.C. § 401(a), or a 401(k) plan established under section 401(k) of the Internal Revenue Code, 26 U.S.C. § 401(k), from a municipal employer to purchase credit in a prorated amount in increments of less than one (1) year.

(C) A member shall have at least five (5) years of actual service with the Arkansas Public Employees' Retirement System to retire."

The Amendment was read _____

By: Representative Nickels
MMC/MAJ - 03/17/11 12:17
MMC333

Chief Clerk