

1 **State of Arkansas**
2 **78th General Assembly**
3 **Regular Session, 1991**
4 **By: Representative Barclay**

A Bill

HOUSE BILL 1422

For An Act To Be Entitled

8 "AN ACT TO PROVIDE CREDITED SERVICE FOR UNUSED SICK LEAVE
9 IN THE ARKANSAS TEACHER RETIREMENT SYSTEM UPON DEPARTURE
10 OR DEATH; AND FOR OTHER PURPOSES."

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

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14 SECTION 1. (a) When a member is no longer employed by an employer in a
15 position covered by the Arkansas Teacher Retirement System or dies while still
16 a member and before leaving employment by an employer in a position covered by
17 the Arkansas Teacher Retirement System leaving a surviving spouse or dependent
18 or both who are entitled to benefits under the system, *up to sixty (60) days*
19 of his unused accumulated sick leave shall be added to his membership service.
20 The additional membership service credited under this section shall be
21 counted as noncontributory service and benefits based on this service shall be
22 computed under subdivision (6) of A.C.A. §24-7-705.

23 (b) *The employer shall maintain the record of the number of actual days*
24 *of sick leave accumulated to the member. Such shall be reported to the*
25 *retirement system at the time of retirement or death of the member.*

26 (c) This section shall be applicable to any member leaving his
27 employment in a position covered by the Arkansas Teacher Retirement System on
28 or after July 1, 1992, or to the surviving spouse or dependent or both of a
29 member who dies before leaving employment by an employer in a position covered
30 by the system on or after July 1, 1991.

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32 SECTION 2. All provisions of this act of a general and permanent nature
33 are amendatory to the Arkansas Code of 1987 Annotated and the Arkansas Code
34 Revision Commission shall incorporate the same in the Code.

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1 SECTION 3. If any provision of this act or the application thereof to
2 any person or circumstance is held invalid, such invalidity shall not affect
3 other provisions or applications of the act which can be given effect without
4 the invalid provision or application, and to this end the provisions of this
5 act are declared to be severable.

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7 SECTION 4. All laws and parts of laws in conflict with this act are
8 hereby repealed.

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10 SECTION 5. EMERGENCY. It is hereby found and determined by the
11 Seventy-Eighth General Assembly that the effectiveness of this act on July 1,
12 1991, is essential to the operation of the Arkansas Teacher Retirement System
13 and that in the event of an extension of the Regular Session, the delay in the
14 effective date of this act beyond July 1, 1991, could work irreparable harm
15 upon the proper administration and provision of essential governmental
16 programs. Therefore, an emergency is hereby declared to exist and this act
17 being necessary for the immediate preservation of the public peace, health and
18 safety shall be in full force and effect from and after July 1, 1991.

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/s/ Dick Barclay

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