

1 **State of Arkansas**  
2 **78th General Assembly**  
3 **Regular Session, 1991**  
4 **By: Senator Canada**  
5  
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# A Bill

**SENATE BILL**

## **For An Act To Be Entitled**

8 "AN ACT TO PROVIDE THE SAME MILITARY SERVICE CREDIT TO  
9 MEMBERS OF THE PUBLIC EMPLOYEES RETIREMENT SYSTEM AS  
10 CURRENTLY PROVIDED MEMBERS OF THE TEACHERS RETIREMENT  
11 SYSTEM; AND FOR OTHER PURPOSES."  
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13 BE IT ENACTED BY THE GENERAL ASSEMBLY OF THE STATE OF ARKANSAS:  
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15 SECTION 1. (a) In the event an active member enters the armed forces  
16 of the United States during any period of compulsory military service, the  
17 armed service actually required of him shall be credited him as service under  
18 this act, but only if he again becomes an employee within a period of two (2)  
19 years after he is relieved from military duty and only if he returns to the  
20 system the amount, if any, he may have received therefrom at the time he  
21 entered or while in the armed service, together with regular interest from the  
22 date of withdrawal to the date of repayment.

23 (b) During the period of armed service and until his return as an  
24 employee, his contributions to the system shall be suspended, and any balance  
25 remaining to his credit in the members deposit account shall be accumulated at  
26 regular interest.

27 (c) A person who entered the armed forces and who was not an active  
28 member at the time of entry shall have the armed service actually required of  
29 him credited as service under this act if he satisfies all of the following  
30 conditions:

31 (1) He completes ten (10) years of credited service for service  
32 in Arkansas; and

33 (2) The armed service is not credited as service under any other  
34 retirement plan except social security. Receipt of a disability pension from  
35 the federal military system shall not be considered as having service credit

1 with another retirement plan.

2 (d) If mandated by federal law, armed service not otherwise creditable  
3 under the provisions of this section shall be creditable, provided the member  
4 pays both the employee and employer contributions required by the system, plus  
5 regular interest from the date of discharge from active duty until paid in  
6 full.

7 (e) In no event shall a person be credited with a total of more than  
8 five (5) years of armed service.

9 (f) In any case of doubt as to the period of the armed service to be  
10 credited a member, the board shall have the power to determine the period.

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12 SECTION 2. Arkansas Code §24-4-507 is hereby repealed.

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14 SECTION 3. All provisions of this act of a general and permanent nature  
15 are amendatory to the Arkansas Code of 1987 Annotated and the Arkansas Code  
16 Revision Commission shall incorporate the same in the Code.

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18 SECTION 4. If any provision of this Act or the application thereof to  
19 any person or circumstance is held invalid, such invalidity shall not affect  
20 other provisions or applications of the Act which can be given effect without  
21 the invalid provision or application, and to this end the provisions of this  
22 Act are declared to be severable.

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24 SECTION 5. All laws and parts of laws in conflict with this act are  
25 hereby repealed.

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