

1 **State of Arkansas**
2 **79th General Assembly**
3 **Regular Session, 1993**
4 **By: Representative McGinnis**

A Bill

HOUSE BILL

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 THE
10 MEMBER_S RETIREMENT OR DEATH IN SERVICE; TO DECLARE AN
11 EMERGENCY; AND FOR OTHER PURPOSES."

Subtitle

14 "AN ACT TO PROVIDE CREDITED SERVICE FOR UNUSED SICK LEAVE
15 IN THE ARKANSAS TEACHER RETIREMENT SYSTEM."

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

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19 SECTION 1. (a) When a member terminates his active membership in the
20 Arkansas Teacher Retirement System and seeks to retire or dies while still a
21 member and before leaving employment by an employer in a position covered by
22 the Arkansas Teacher Retirement System leaving a surviving spouse or dependent
23 or both who are entitled to benefits under the system, up to ninety (90) days
24 of his unused accumulated sick leave shall be added to his membership service.
25 The additional membership service credited under this section shall be
26 counted as noncontributory service and benefits based on this service shall be
27 computed under subdivision (a)(6) of Arkansas Code § 24-7-705.

28 (b) The employer shall maintain the record of the number of actual days
29 of sick leave accumulated to the member. The unused accumulated sick leave
30 shall be reported to the retirement system at the time of retirement or death
31 of the member.

32 (c) This section shall be applicable to any member terminating his
33 active membership and retires from a position covered by the Arkansas Teacher
34 Retirement System on or after July 1, 1993, or to the surviving spouse or
35 dependent or both of a member who dies before terminating his active

1 membership in a position covered by the system on or after July 1, 1993.

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3 SECTION 2. All provisions of this act of general and permanent nature
4 are amendatory to the Arkansas Code of 1987 Annotated and the Arkansas Code
5 Revision Commission shall incorporate the same in the Code.

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7 SECTION 3. If any provisions of this act or the application thereof to
8 any person or circumstance is held invalid, the invalidity shall not affect
9 other provisions or applications of the act which can be given effect without
10 the invalid provisions or application, and to this end the provisions of this
11 act are declared to be severable.

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

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16 SECTION 5. Emergency. It is hereby found and determined by the
17 Seventy-Ninth General Assembly of the State of Arkansas that the crediting of
18 unused accumulated sick leave to enhance the retirement benefits for members
19 of the Teacher Retirement System will motivate public school employees to
20 accumulate sick leave and thereby reduce absenteeism; that the decreased use
21 of sick leave will improve the productivity of public school and educational
22 employees in Arkansas; and that this change in the retirement benefits for the
23 Teacher Retirement System will promote the most efficient and effective
24 operation of the Arkansas public schools and educational institutions.
25 Therefore, in order to more effectively utilize public school and educational
26 funds, an emergency is hereby declared to exist, and this act being necessary
27 for the immediate preservation of the public peace, health, and safety, shall
28 be in full force and effect from and after July 1, 1993.

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