

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 AMEND ARKANSAS CODE § 24-4-101(22) TO CHANGE
9 THE DEFINITION OF _CREDITED SERVICE_ TO INCLUDE ACCRUED
10 SICK LEAVE FOR THE MEMBERS OF THE ARKANSAS PUBLIC
11 EMPLOYEES_ RETIREMENT SYSTEM; TO AMEND ARKANSAS CODE § 24-
12 4-508 TO EXCLUDE THE MEMBERS_ ACCRUED SICK LEAVE FROM
13 BEING USED TO DETERMINE A MEMBER_S ELIGIBILITY FOR
14 RETIREMENT; AND FOR OTHER PURPOSES."

Subtitle

17 "AN ACT TO CHANGE THE DEFINITION OF _CREDITED SERVICE_ TO
18 INCLUDE ACCRUED SICK LEAVE FOR PERS AND TO EXCLUDE IT FROM
19 USE IN BECOMING ELIGIBLE FOR RETIREMENT."

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

22
23 SECTION 1. Subdivision (22) of Arkansas Code § 24-4-101 is hereby
24 amended to read as follows:

25 "(22) _Credited service_ means the sum of the prior service and current
26 service plus the member_s days of accrued sick leave not to exceed one hundred
27 and twenty (120) working days recorded on the records of the employer and
28 reported to the retirement system on the member_s date of retirement and to
29 the extent credited a member by the board, in accordance with the provisions
30 of this act;"

31
32 SECTION 2. Arkansas Code § 24-4-508 is hereby amended to read as
33 follows:

34 "24-4-508. Eligibility for benefits - Retirement generally.

35 (a) As used in this section, _credited service_ shall be exclusive of

1 the members accrued sick leave at the date of retirement when determining
2 eligibility to retire, any member may voluntarily retire upon his written
3 application filed with the board setting forth at what time, not less than
4 thirty (30) days nor more than ninety (90) days subsequent to the execution
5 and filing of the application, that he desires to be retired if that member
6 has:

7 (1) Thirty (30) or more years of credited service regardless of
8 age;

9 (2) Attained or attains age sixty (60) years and has twenty (20)
10 or more years of credited service; or

11 (3) Attained or attains age sixty-five (65) years and has ten
12 (10) or more years of credited service.

13 (b) Upon his retirement, he shall receive an annuity provided for in §
14 24-4-601.

15 (c) (1) Total credited service to qualify for a benefit may be service
16 with the system and service with the University of Arkansas system, which
17 service is covered by the retirement system recognized by the University of
18 Arkansas.

19 (2) The benefit payable by the system shall be based on credited
20 service in the system and on the final average compensation in the system;
21 however, should a member have less than five (5) years of credited service in
22 the system, final average compensation means the monthly average of pays to
23 him during his total years of service in the system."
24

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

28
29 SECTION 4. If any provisions of this act or the application thereof to
30 any person or circumstance is held invalid, the invalidity shall not affect
31 other provisions or applications of the act which can be given effect without
32 the invalid provisions or application, and to this end the provisions of this
33 act are declared to be severable.

34
35 SECTION 5. All laws and parts of laws in conflict with this act are

1 hereby repealed.