

1 **State of Arkansas**
2 **79th General Assembly**
3 **Regular Session, 1993**
4 **By: Senators Miles and Canada**

A Bill

SENATE BILL 380

For An Act To Be Entitled

8 "AN ACT TO PROVIDE FOR THE PURCHASE OF LIMITED CREDITED
9 SERVICE IN THE ARKANSAS PUBLIC EMPLOYEES_ RETIREMENT
10 SYSTEM OR THE ARKANSAS STATE POLICE RETIREMENT SYSTEM FOR
11 SERVICE AS A LAW ENFORCEMENT OFFICER WITH A LOCAL
12 GOVERNMENT; TO DECLARE AN EMERGENCY; AND FOR OTHER
13 PURPOSES."

Subtitle

16 "AN ACT TO ALLOW THE PURCHASE OF SERVICE CREDIT IN VARIOUS
17 RETIREMENT SYSTEMS FOR EMPLOYMENT AS A LAW ENFORCEMENT
18 OFFICER WITH A LOCAL GOVERNMENT."

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

22 SECTION 1. (a) Any public safety member of a state-supported
23 retirement system in this state who is not receiving benefits under the system
24 shall be entitled to purchase credited service in the system for a period not
25 to exceed three (3) years for service rendered by the member as a certified
26 law enforcement officer with a city, county, state or federal police
27 department prior to the member_s employment in the position covered by any
28 state, out-of state, or federal supported retirement system, but only if the
29 person:

30 (1) Has ten (10) years credited service with the retirement
31 system;

32 (2) Is not receiving any credited service in the retirement
33 system of the city or county in which the member was employed for the time
34 period for which credit is sought; and

35 (3) Contributes to the member_s deposit account a sum of money

1 equal to the amount he would have contributed to the account had he been a
2 member during period of employment with the city or county. This amount shall
3 be based upon his monthly contribution at the time he first became a member of
4 the retirement system and interest thereon at the rate of six percent (6%).
5 Interest *compounded annually* shall commence January 1, 1993 or six (6) months
6 after eligibility, whichever is later.

7 (b) The benefit program to be applicable to the credited service for
8 members of the Arkansas Public Employees' Retirement System or the Arkansas
9 State Police Retirement System shall be:

10 (1) The benefit program of Arkansas Code §§ 24-3-101, 24-3-105,
11 24-3-201, 24-3-214, 24-3-301, 24-3-303, 24-3-401, 24-3-413, and 24-3-415 if
12 the member is not making regular member contributions to the system and if he
13 paid no employee contribution to purchase the credited service; or

14 (2) The benefit program based on Acts 1957, No. 177 for members
15 of the Arkansas Public Employees' Retirement System or the benefit program
16 based on Arkansas Code §§ 24-6-201, 24-6-217, and 24-6-223 as for members of
17 the Arkansas State Police Retirement System if the member is making regular
18 member contributions to the system.

19 (c) The provisions of this section shall be supplemental to any other
20 laws relating to state-supported retirement systems in this state. Nothing in
21 this section shall be construed to repeal or modify any existing provisions of
22 any state-supported retirement system law providing the credited service in
23 the system, nor the right of any member of a state-supported retirement system
24 to obtain credited service in the system for other service under the
25 provisions of existing laws. No member shall be eligible for credited service
26 for such periods of employment in more than one (1) state-supported retirement
27 system.

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

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33 SECTION 3. If any provisions of this act or the application thereof to
34 any person or circumstance is held invalid, the invalidity shall not affect
35 other provisions or applications of the act which can be given effect without

1 the invalid provisions or application, and to this end the provisions of this
2 act are declared to be severable.

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

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7 SECTION 5. *Emergency. It is hereby found and determined by the*
8 *Seventy-Ninth General Assembly of the State of Arkansas that public safety*
9 *officers of state supported retirement systems have service as law enforcement*
10 *officers with local governments without any retirement benefits credited to*
11 *them; these officers should be allowed to purchase credit for this law*
12 *enforcement service time, and that by providing this benefit immediately, law*
13 *enforcement officers will be motivated to perform at the most effective level*
14 *for the State of Arkansas. Therefore, in order to provide the most effective*
15 *law enforcement for the State, an emergency is hereby declared to exist, and*
16 *this act being necessary for the immediate preservation of the public peace,*
17 *health, and safety, shall be in full force and effect from and after its*
18 *passage and approval.*

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/s/Senators Miles and Canada

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