

Stricken language would be deleted from and underlined language would be added to the law as it existed prior to this session of the General Assembly.

1 State of Arkansas  
2 84th General Assembly  
3 Regular Session, 2003

# A Bill

SENATE BILL 113

4  
5 By: Senator Faris  
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## For An Act To Be Entitled

9 AN ACT TO CLARIFY THE WITHDRAWAL OF MEMBERS OF  
10 THE GENERAL ASSEMBLY FROM PARTICIPATION IN THE  
11 ARKANSAS PUBLIC EMPLOYEES' RETIREMENT SYSTEM; AND  
12 FOR OTHER PURPOSES.

### Subtitle

14 TO CLARIFY THE WITHDRAWAL OF MEMBERS OF  
15 THE GENERAL ASSEMBLY FROM PARTICIPATION  
16 IN THE ARKANSAS PUBLIC EMPLOYEES'  
17 RETIREMENT SYSTEM.  
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21 BE IT ENACTED BY THE GENERAL ASSEMBLY OF THE STATE OF ARKANSAS:  
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23 SECTION 1. Arkansas Code § 24-4-301(a)(2), concerning the membership  
24 by members of the General Assembly in the Arkansas Public Employees'  
25 Retirement System, is amended to read as follows:

26 (2)(A) Membership in the system shall not be mandatory for any  
27 member of the General Assembly who notifies the system in writing of his or  
28 her decision not to participate. The member may elect to participate or not  
29 to participate for all or any part of his or her service or benefits as a  
30 member of the General Assembly. The member may make the election or change  
31 his or her election at any time.

32 (B) By electing not to be a member of the system, the  
33 individual is precluded from earning any credit or receiving any benefit  
34 based upon General Assembly service.

35 (C)(i) A person who is first elected as a member of the  
36 General Assembly on or after July 1, 1999, shall have his or her employment



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1 covered as a regular state employee member in lieu of coverage under special  
2 provisions relating to General Assembly members or to elected officials.  
3 However, if the member's only service under an Arkansas retirement plan is  
4 service as a member of the General Assembly, then the member must have ten  
5 (10) or more years of actual service to be eligible for benefits.

6 (ii) A person who was first elected as a member of  
7 the General Assembly before July 1, 1999, may elect at any time to have his  
8 or her employment covered as a regular state employee member in lieu of  
9 coverage under special provisions relating to General Assembly members or to  
10 elected officials. However, if the member's only service under an Arkansas  
11 retirement plan is service as a member of the General Assembly, then the  
12 member must have ten (10) or more years of actual service to be eligible for  
13 benefits. The member may make the election at any time.

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