

1 **State of Arkansas**  
2 **78th General Assembly**  
3 **Regular Session, 1991**  
4 **By: Representative McGinnis**

**A BILL ACT 245 OF 1991**  
**HOUSE BILL 1212**

**For An Act To Be Entitled**

8 "AN ACT TO INCREASE THE ANNUITIES OF THE BENEFICIARIES AND  
9 THE RETIRANTS OF THE ARKANSAS STATE HIGHWAY EMPLOYEES  
10 RETIREMENT SYSTEM; AND FOR OTHER PURPOSES."

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

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14 SECTION 1. Any individual who is receiving benefits from the Arkansas  
15 State Highway Employees Retirement System prior to, on, or subsequent to July  
16 1, 1991, shall have added to his or her annuity as determined pursuant to  
17 Arkansas Code §24-5-115 the sum of fifty dollars (\$50.00) per month.

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19 SECTION 2. If an individual is also receiving benefits as a result of  
20 credited service under one (1) or more of the other "Reciprocal System", as  
21 such systems are enumerated in Arkansas Code §24-2-401, that individual shall  
22 receive a pro rata portion of the amount set forth in Section 1 from the  
23 Arkansas State Highway Employees Retirement System. That pro rata portion  
24 shall be determined by dividing the years of creditable service with the  
25 Highway and Transportation Department by the member's or deceased member's  
26 total years of creditable service with all reciprocal systems.

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28 SECTION 3. The increase in benefits as provided in this act shall be  
29 added to the base annuity for the purpose of computing the annual post-  
30 retirement increase as provided in Arkansas Code Annotated §24-5-119 (a) for  
31 the benefit redetermination for the year beginning July 1, 1991, and ending  
32 June 30, 1992, and for all years thereafter.

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34 SECTION 4. All provisions of this act of a general and permanent nature  
35 are amendatory to the Arkansas Code of 1987 Annotated and the Arkansas Code  
36 Revision Commission shall incorporate the same in the Code.

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SECTION 5. If any provision of this act or the application thereof to any person or circumstance is held invalid, such invalidity shall not affect other provisions or applications of the act which can be given effect without the invalid provision or application, and to this end the provisions of this act are declared to be severable.

SECTION 6. All laws and parts of laws in conflict with this act are hereby repealed.

SECTION 7. EMERGENCY. It is hereby found and determined by the General Assembly of the State of Arkansas that benefits provided under the Arkansas State Highway Employees Retirement System are inadequate and that an increase should be provided as soon as practicable in order to avoid an undue hardship. Therefore, an emergency is hereby declared to exist and this act being necessary for the preservation of the public peace, health and safety, shall be in full force and effect on and after July 1, 1991.

APPROVED: 2-27-91

