

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

A Bill

ACT 972 OF 1993
HOUSE BILL 1313

For An Act To Be Entitled

8 "AN ACT TO AMEND TITLE 24, CHAPTER 7, SUBCHAPTER 7 OF THE
9 ARKANSAS CODE OF 1987, ANNOTATED, TO PERMIT THE ROLLOVER
10 OF ELIGIBLE RETIREMENT PLAN DISTRIBUTIONS FROM THE TEACHER
11 RETIREMENT SYSTEM MADE TO MEMBERS OR OTHER ELIGIBLE
12 RETIREMENT PLANS OR QUALIFIED PAYEES; TO DECLARE AN
13 EMERGENCY; AND FOR OTHER PURPOSES."

Subtitle

16 "AN ACT TO PERMIT THE ROLLOVER OF ELIGIBLE RETIREMENT PLAN
17 DISTRIBUTIONS FROM TEACHER RETIREMENT MADE TO MEMBERS OR
18 QUALIFIED PLANS."

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

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22 SECTION 1. Title 24, Chapter 7, Subchapter 7 of Arkansas Code of 1987,
23 Annotated, is hereby amended to add a new Section § 24-7-719 to read as
24 follows:

25 "24-7-719. Rollover of distributions.

26 (a) As used in this section:

27 (1) Direct rollover means the payment of an eligible
28 distribution to an individual retirement arrangement or another employer
29 benefit plan.

30 (2) Eligible rollover distribution means that portion of a
31 distribution which may be rolled over to an individual retirement arrangement
32 or to another employer benefit plan.

33 (3) Eligible retirement plan means an IRA (individual
34 retirement account or individual retirement annuity or individual retirement
35 arrangement) or another employer benefit plan which accepts direct rollovers.

36 (b) Beginning January 1, 1993, should a member, or spouse, if the

1 member is deceased, elect to make a direct rollover of a distribution from the
2 Teacher Retirement System to an eligible retirement plan of all or part of his
3 eligible rollover distribution, the amount shall be paid to the trustee of the
4 eligible retirement plan.

5 (c) Subsection (b) of this section shall apply to distributions made
6 under Arkansas Code §§ 24-7-709, 24-7-710, 24-7-711 and 24-7-716."

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8 SECTION 2. All provisions of this act of a general and permanent nature
9 are amendatory to the Arkansas Code of 1987 Annotated and the Arkansas Code
10 Revision Commission shall incorporate the same in the Code.

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12 SECTION 3. If any provision of this act or the application thereof to
13 any person or circumstance is held invalid, such invalidity shall not affect
14 other provisions or applications of the act which can be given effect without
15 the invalid provision or application, and to this end the provisions of this
16 act are declared to be severable.

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

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21 SECTION 5. Emergency. It is hereby found and determined by the
22 Seventy-Ninth General Assembly that changes in the federal Internal Revenue
23 Code and federal IRS regulations have made several provisions of the Teacher
24 Retirement System law in need of revision and updating, that the law needs to
25 be updated in order to prevent an unfair tax impact on the system_s members
26 and dependents, and that certain changes in the Teacher Retirement System law
27 are necessary to efficiently and effectively administer the Teacher Retirement
28 System. Therefore, an emergency is hereby declared to exist and this act
29 being necessary for the immediate preservation of the public peace, health and
30 safety shall be in full force and effect retroactive to July 1, 1993.

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32 APPROVED: 4/9/93

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