

Stricken language would be deleted from present law. Underlined language would be added to present law.

As Engrossed: H1/31/97

1 State of Arkansas
2 81st General Assembly
3 Regular Session, 1997

A Bill

ACT 442 OF 1997
HOUSE BILL 1189

4
5 By: Representatives McGinnis and French
6 By: Senator Hopkins

For An Act To Be Entitled

9 "AN ACT TO PROVIDE FOR AN INCREASE IN THE BENEFIT PAYMENTS
10 TO CURRENT RETIRANTS AND BENEFICIARIES OF RETIRANTS OF THE
11 ARKANSAS TEACHER RETIREMENT SYSTEM WHO RETIRED BEFORE
12 JULY 1, 1991; TO DECLARE AN EMERGENCY; AND FOR OTHER
13 PURPOSES."

Subtitle

14
15
16 "TO INCREASE THE BENEFIT PAYMENTS TO
17 RETIRANTS OF THE ARKANSAS TEACHER
18 RETIREMENT SYSTEM RETIRING BEFORE
19 JULY 1, 1991."

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

22
23 SECTION 1. On July 1, 1996 and thereafter, the monthly benefit payable
24 to the retirants and the beneficiaries of retirants of the Arkansas Teacher
25 Retirement System, who retired before July 1, 1991, shall be increased by an
26 amount equal to one percent (1%) of the benefit payable on June 30, 1996 for
27 each year or portion of a year of retirement prior to July 1, 1991, up to a
28 maximum benefit increase of fifteen percent (15%). Further, the monthly
29 benefit payable to retirants and beneficiaries of retirants who retired
30 between June 30, 1996 and July 1, 1991 shall be increased an amount equal to
31 one percent (1%) of the benefit payable on June 30, 1996. This benefit
32 increase shall be a one-time adjustment and shall also be used to figure any
33 additional benefit increases in the future.

34
35 SECTION 2. No benefit enhancement provided for by this act shall be
36 implemented if it would cause the publicly supported retirement systems

1 unfunded actuarial accrued liabilities to exceed a thirty (30) year
2 amortization. No benefit enhancement provided for by this act shall be
3 implemented by any publicly supported system which has unfunded actuarial
4 accrued liabilities being amortized over a period exceeding thirty (30) years
5 until the unfunded actuarial accrued liability is reduced to a level less than
6 the standards prescribed by 24-1-101 et seq.

7

8 SECTION 3. All provisions of this act of 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.

11

12 SECTION 4. If any provisions of this act or the application thereof to
13 any person or circumstance is held invalid, the invalidity shall not affect
14 other provisions or applications of the act which can be given effect without
15 the invalid provisions or application, and to this end the provisions of this
16 act are declared to be severable.

17

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

20

21 SECTION 6. Emergency. It is hereby found and determined by the
22 Eighty-First General Assembly of the State of Arkansas that the retirement
23 benefits payable to retirants and beneficiaries of the Arkansas Teacher
24 Retirement System retiring prior to July 1, 1991 were not increased at the
25 same rate as benefits have increased since then; that the retirant and
26 beneficiary payments for retirants who retired prior to July 1, 1991 are
27 inadequate; and that the retirant and beneficiary payments for retirants
28 retiring prior to July 1, 1991 should be increased as soon as possible in
29 order to relieve this inequity in the System. Therefore, in order to reduce
30 an inequity in State government, an emergency is hereby declared to exist, and
31 this act being necessary for the immediate preservation of the public peace,
32 health, and safety, shall become effective on the date of its approval by the
33 Governor. If the bill is neither approved or vetoed by the Governor, it shall
34 become effective on the expiration of the period of time during which the
35 Governor may veto the bill. If the bill is vetoed by the Governor and the
36 veto is overridden, it shall become effective on the date the last house

1 overrides the veto.

2

3

/s/Rep. McGinnis, et al

4

5

APPROVED: 3-11-97

6

7

8

9

10

11

12

13

14

15

16

17

18

19

20

21

22

23

24

25

26

27

28

29

30

31

32

33

34

35