

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.

Act 176 of the Regular Session

As Engrossed: S1/30/07

A Bill

1 State of Arkansas
2 86th General Assembly
3 Regular Session, 2007

SENATE BILL 57

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

9 AN ACT MAKING TECHNICAL CORRECTIONS TO THE
10 PROVISIONS GOVERNING THE ARKANSAS PUBLIC
11 EMPLOYEES' RETIREMENT SYSTEM; AND FOR OTHER
12 PURPOSES.
13

14 **Subtitle**

15 MAKING TECHNICAL CORRECTIONS TO THE
16 PROVISIONS GOVERNING THE ARKANSAS PUBLIC
17 EMPLOYEES' RETIREMENT SYSTEM.
18
19

20 BE IT ENACTED BY THE GENERAL ASSEMBLY OF THE STATE OF ARKANSAS:
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22 SECTION 1. Arkansas Code § 24-2-503(d), concerning the Arkansas
23 National Guard and armed forces reserve service credit, is amended to read as
24 follows:

25 (d) The service in the Arkansas National Guard or in the armed forces
26 reserve shall not become credited service under this system until the member:

27 (1) Has separated from service of any kind in the Arkansas
28 National Guard or armed forces reserve;

29 ~~(1)(2) The member pays for all of the~~ Pays for the year of
30 service in the Arkansas National Guard or in the armed forces reserve, ~~or a~~
31 ~~portion of the service in one year increments,~~ at one (1) time in a single
32 lump-sum payment; and

33 ~~(2)(3) The member has~~ Has established five (5) or more years of
34 actual service in the system.
35



1 SECTION 2. Arkansas Code § 24-2-503(f), concerning certain details of
2 the Arkansas National Guard and armed forces reserve service credit, is
3 amended to read as follows:

4 (f)(1) This section is supplemental to § 24-2-502, and nothing in this
5 section shall diminish the right of any member of the system to obtain
6 credited service in the system for active duty military service within the
7 limits permitted by § 24-2-502.

8 (2) However, no member is entitled to receive more than ~~one (1)~~
9 three (3) year years of credited service rendered by the member under this
10 section.

11 (3) No member is eligible to purchase service credit in more
12 than one (1) state-supported retirement system for service time in the
13 Arkansas National Guard or in the armed forces reserve.

14 (4) Service credit in the system for active duty military
15 service under § 24-2-502 and for service in the Arkansas National Guard or in
16 the armed forces reserve shall not be given for the same period of time.

17 (5) ~~The service is not credited as service~~ A member's service in
18 the Arkansas National Guard or armed forces reserve shall not make the member
19 eligible for any kind of benefit under any other retirement system, including
20 federal systems, except social security.

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22 SECTION 3. Arkansas Code § 24-4-101(29), concerning the definition of
23 "participating public employer", is amended to read as follows:

24 (29) "Participating public employer" means:

25 (A) Any county, municipality, rural waterworks facilities
26 board, regional airport authority, public facilities board, regional solid
27 waste management board, joint county and municipal sanitation authority,
28 suburban improvement district under § 14-92-502, or regional water
29 distribution board in the state whose employees are included in the
30 membership of the Arkansas Public Employees' Retirement System;

31
32 SECTION 4. Arkansas Code § 24-4-301(c), concerning municipal employees
33 eligible to join the Arkansas Public Employees' Retirement System, is amended
34 to read as follows:

35 (c) All municipal employees, as defined in § 24-4-101(17), (24), and
36 (27) who are in the employ of a municipality as of the date the municipality

1 becomes a participating public employer and all persons who become municipal
2 employees in the employ of a municipality on or after the date it becomes a
3 participating public employer shall become members of the system as a
4 condition of continuing in or entering the employ of the municipality.
5 However, no employee shall be included whose compensation is less than ~~six~~
6 ~~hundred dollars (\$600)~~ one thousand five hundred dollars (\$1,500) per annum.

7
8 SECTION 5. Arkansas Code § 24-4-508(a)(2), concerning eligibility for
9 retirement benefits in the Arkansas Public Employees' Retirement System, is
10 amended to read as follows:

11 (2) Attained or attains age sixty (60) and has twenty (20) or
12 more years of actual contributory service commenced prior to January 1, 1978;
13 or
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15 SECTION 6. Arkansas Code § 24-4-802(c)(2), concerning the receipt of
16 service credit from state-supported retirement systems, is amended to read as
17 follows:

18 (2) Under no circumstances shall a member receive service credit
19 under any state-supported retirement system during a period of participation
20 or following a period of such participation in the same retirement system's
21 plan.
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23 SECTION 7. Arkansas Code § 24-4-1102(b)(2), concerning member
24 contributions to the Arkansas Public Employees' Retirement System, is amended
25 to read as follows:

26 (2)(A) Member contributions picked up by the employer shall be
27 paid from the same source of funds used for the payment of salary to a
28 member.

29 (B) The employer shall be solely responsible for remitting
30 member contributions to the system in a manner consistent with § 24-4-202,
31 including without limitation compliance with deadlines and penalties.

32 ~~(B)(C)~~ (C) A deduction shall be made from each member's salary
33 equal to the amount of the member's contribution picked up by the employer.

34 ~~(C)(D)~~ (D) For all other purposes, member contributions picked
35 up by the employer shall be considered member contributions.
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/s/ Faris

APPROVED: 3/1/2007