

1 **State of Arkansas**
2 **80th General Assembly**
3 **Regular Session, 1995**
4 **By: Senator Hopkins**

A Bill

ACT 628 OF 1995
SENATE BILL 290

For An Act To Be Entitled

8 "AN ACT TO AMEND ARKANSAS CODE § 24-3-201(e) TO INCREASE
9 THE RETIREMENT BENEFIT MULTIPLIER FOR EACH YEAR OF
10 CREDITED SERVICE IN THE ARKANSAS PUBLIC EMPLOYEES
11 RETIREMENT SYSTEM; TO DECLARE AN EMERGENCY; AND FOR OTHER
12 PURPOSES."

Subtitle

15 "TO INCREASE THE RETIREMENT BENEFIT
16 MULTIPLIER FOR EACH YEAR OF CREDITED
17 SERVICE OF THE ARKANSAS PUBLIC EMPLOYEES
18 RETIREMENT SYSTEM."

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

22 SECTION 1. Arkansas Code § 24-3-201(e) is amended to read as follows:

23 "(e) (1) Upon a member's retirement, he shall receive an annuity for
24 life equal to the total of the following amounts:

25 (A) For each year of credited service in the Arkansas
26 Public Employees Retirement System resulting from employment in a position
27 covered at any time by Social Security or another federal retirement plan
28 supported wholly or in part by employer contributions, one and sixty-five
29 hundredths percent (1.65%) of his final average pay plus, for each year of
30 credited service in the Arkansas Public Employees Retirement System resulting
31 from employment in a position never so covered, one and nine hundred ninety-
32 two thousandths percent (1.992%) of his final average pay.

33 (B) For each year of credited service in the Arkansas State
34 Police Retirement System, one and fifty-five hundredths percent (1.55%) of his
35 final average pay.

36 (C) For a member of the General Assembly, a monthly annuity

1 equal to thirty-five dollars (\$35.00) times the number of years of actual
2 service as a member of the General Assembly.

3 (D) For a member of the General Assembly who served as
4 Speaker of the House of Representatives or President Pro Tempore of the
5 Senate, a monthly annuity equal to forty dollars (\$40.00) times the total
6 number of years of actual service as a member of the General Assembly.

7 (2) In addition, if a member has credited service resulting from
8 employment in a position covered at any time by Social Security or another
9 federal retirement plan supported wholly or in part by employer contributions,
10 and if that member is retiring as provided in subsections (a)-(d) of this
11 section or § 24-3-207(a), and if that member's age at retirement is younger
12 than:

13 (A) Social Security's minimum age for an immediate
14 retirement benefit; and

15 (B) Age sixty-two (62), then that member of the Arkansas
16 Public Employees Retirement System shall receive a temporary annuity equal to
17 three hundred forty-two thousandths percent (0.342%) of his final average pay
18 for each year of such credited service. A similar member of the Arkansas
19 State Police Retirement System shall receive a temporary annuity equal to
20 three hundred twenty-two thousandths percent (0.322%) of his final average pay
21 for each year of credited service.

22 (3) The temporary annuity shall terminate at the end of the
23 calendar month in which the earliest of the following events occurs:

24 (A) The member's death; or

25 (B) His attainment of the Social Security minimum age; or

26 (C) His attainment of age sixty-two (62).

27 (4) It is considered sound public policy that retirement pay not
28 exceed working pay, except for increases after retirement caused by inflation;
29 accordingly, at time of retirement, the total of named plan annuities
30 resulting from employment in a position also covered by Social Security shall
31 not exceed his final average pay."

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33 SECTION 2. All provisions of this act of general and permanent nature
34 are amendatory to the Arkansas Code of 1987 Annotated and the Arkansas Code
35 Revision Commission shall incorporate the same in the Code.

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

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

SECTION 5. Emergency. It is hereby found and determined by the Eightieth General Assembly of the State of Arkansas that retirement benefits provided to current members and future retirees of the Arkansas Public Employees Retirement System are inadequate and inequitable; that the benefits amounts should be increased in order to provide adequate benefits and relieve this inequity, and that effective fiscal administration of the System will be aided by implementing those increases at the beginning of the state's fiscal year. Therefore, in order to promote sound fiscal administration in State government, an emergency is hereby declared to exist, and this act being necessary for the immediate preservation of the public peace, health, and safety, shall be in full force and effect from and after July 1, 1995.

APPROVED: 3-14-95

