Stricken language would be deleted from and underlined language would be added to present law. Act 52 of the Regular Session

1	State of Arkansas	
2	94th General Assembly A Bill	
3	Regular Session, 2023	HOUSE BILL 1184
4		
5	By: Representative Maddox	
6	By: Senator K. Hammer	
7		
8	For An Act To Be Er	ntitled
9	AN ACT TO AMEND THE LAW CONCERNING	THE MEMBERSHIP
10	STATUS OF CERTAIN MEMBERS OF THE A	RKANSAS TEACHER
11	RETIREMENT SYSTEM; TO CLARIFY THE	CONTRIBUTORY OR
12	NONCONTRIBUTORY STATUS OF CERTAIN	MEMBERS OF THE
13	ARKANSAS TEACHER RETIREMENT SYSTEM	WHO ENTER INTO AN
14	EMPLOYMENT CONTRACT WITH A COVERED	EMPLOYER AFTER THE
15	START OF THE FISCAL YEAR; TO DECLA	RE AN EMERGENCY;
16	AND FOR OTHER PURPOSES.	
17		
18		
19	Subtitle	
20	TO AMEND THE LAW CONCERNING T	HE
21	MEMBERSHIP STATUS OF CERTAIN	MEMBERS OF
22	THE ARKANSAS TEACHER RETIREME	NT SYSTEM;
23	AND TO DECLARE AN EMERGENCY.	
24		
25		
26	BE IT ENACTED BY THE GENERAL ASSEMBLY OF THE S	TATE OF ARKANSAS:
27		
28	SECTION 1. Arkansas Code § 24-7-406(e)(3)(E), concerning when a member
29	under contract with a covered employer becomes	a contributory member of the
30	Arkansas Teacher Retirement System, is amended	to add an additional
31	subdivision to read as follows:	
32	<u>(iii) If a member enters in</u>	to a contract with a covered
33	employer after the start of the fiscal year, the	<u>he system may prorate the</u>
34	number of contracted days in order to determine	e whether the member should be
35	classified as a contributory member or a nonco	ntributory member who may make
	an election under subdivision (e)(3)(E)(ii) of this section.	



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2	SECTION 2. EMERGENCY CLAUSE. It is found and determined by the	
3	General Assembly of the State of Arkansas that the operations of a state	
4	public retirement system are complex; that the Arkansas Teacher Retirement	
5	System must be able to meet the needs of its members as anticipated by the	
6	General Assembly; that certain provisions of the Arkansas Teacher Retirement	
7	System Act need revision and updating to bring them into conformance with	
8	sound public pension policy and actuarial requirements; that additional	
9	clarity is necessary concerning the contributory or noncontributory	
10	membership status of certain members who enter into an employment contract	
11	with a covered employer after the start of the fiscal year; that the	
12	revisions and updates are of great importance to members of the Arkansas	
13	Teacher Retirement System and to other citizens of the State of Arkansas;	
14	that as the Arkansas Teacher Retirement System operates on a fiscal year of	
15	July 1 to June 30, a July 1, 2023, effective date is necessary in order to	
16	allow the provisions within this act to begin on the first day of the fiscal	
17	year and to allow for a structured and proper administration of the	
18	procedures referenced in this act; that the updates and revisions to the	
19	Arkansas Teacher Retirement System Act are of great importance for actuarial	
20	purposes and for the improvement and protection of member benefits under the	
21	Arkansas Teacher Retirement System; and that this act is necessary in order	
22	to maintain an orderly system of benefits for the members of the Arkansas	
23	Teacher Retirement System. Therefore, an emergency is declared to exist, and	
24	this act being necessary for the preservation of the public peace, health,	
25	and safety shall become effective on July 1, 2023.	
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28	APPROVED: 2/13/23	
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