

ARKANSAS SENATE
89th General Assembly - Regular Session, 2013
Amendment Form

Subtitle of Senate Bill No. 174

TO ALLOW MORE OPTIONS FOR AN EMPLOYEE OR EMPLOYER OF A POST-SECONDARY
INSTITUTION OF HIGHER EDUCATION TO PARTICIPATE IN THE ARKANSAS TEACHER RETIREMENT
SYSTEM AND TO DECLARE AN EMERGENCY.

Amendment No. 1 to Senate Bill No. 174

Amend Senate Bill No. 174 as originally introduced:

Page 1, line 35, delete "~~vested~~" and substitute "vested"

AND

Page 1, line 36, delete "or elects to become a member of the system"

AND

Page 2, line 1, delete "and"

AND

Page 2, delete lines 2 and 3 and substitute the following:

"(C) Is not a vested member of the system but meets the requirements of a less restrictive PSHE plan adopted by the specific PSHE employer; and

(D) Signs an irrevocable PSHE plan participation form provided by the system."

AND

Page 2, delete line 11 and substitute the following:

"(c)(1)(A) A PSHE employer may adopt a resolution that allows a new employee to participate as a PSHE plan employee without being vested in the system.

(B)(i) A less restrictive plan is effective when the resolution adopted by a PSHE employer is presented to the system.

(ii) A PSHE employer may modify a less restrictive PSHE plan at any time.

(iii) A less restrictive plan adopted by a PSHE employer before July 1, 2013, may provide that a new employee hired between



July 1, 2011, and June 30, 2013, who was prohibited from participating as a PSHE employee in the system and who would have been eligible under the less restrictive plan adopted by the PSHE plan employer may have an opt-in opportunity to participate in the system.

(2)(A) A PSHE employer may adopt an opt-in opportunity as provided under subdivision (c)(1)(B)(iii) of this section by resolution adopted by the governing body of the PSHE employer that allows a benefits-eligible employee who was prohibited from becoming a member of the system from July 1, 2011, to June 30, 2013, because the benefits-eligible employee was not a vested member of the system at the time of initial employment.

(B) To participate in the opt-in opportunity provided by a PSHE employer, an employee shall:

(i) Have been continuously employed by the PSHE employer once hired after July 1, 2011;

(ii) Meet the PSHE employer's less restrictive PSHE plan; and

(iii) Elect to become a member of the system between July 1, 2013, and June 30, 2014.

(3)(A) A benefits-eligible employee who elects to become a member of the system as provided under subdivision (c)(2) of this section may purchase service credit based on the applicable member employee and employer contribution rates on annual salary plus eight percent (8%) annual interest if the election is made between July 1, 2013, and June 30, 2014.

(B) A purchase of service credit under subdivision (c)(3)(A) of this section shall be paid in full within one (1) year of the date that the benefits-eligible member elects to become a member of the system.

(4) If a PSHE employer does not adopt a less restrictive plan, the PSHE plan shall remain in effect as provided under subsection (a) of this section.

(d)(1) If a benefits-eligible employee at a PSHE employer was"

AND

Page 2, line 25, delete "(d)" and substitute "(e)"

AND

Page 2, line 33, delete "(e)" and substitute "(f)"

AND

Page 2, line 35, delete "(f)" and substitute "(g)"

The Amendment was read the first time, rules suspended and read the second time and _____
By: Senator J. Key

