

1 State of Arkansas  
2 89th General Assembly  
3 Regular Session, 2013  
4  
5 By: Senator B. Sample  
6

*As Engrossed: S3/7/13*

# A Bill

SENATE BILL 41

## For An Act To Be Entitled

8 AN ACT TO MAKE TECHNICAL CHANGES TO THE LAW  
9 CONCERNING THE ARKANSAS FIRE AND POLICE PENSION  
10 REVIEW BOARD; TO DECLARE AN EMERGENCY; AND FOR OTHER  
11 PURPOSES.

### Subtitle

15 TO MAKE TECHNICAL CHANGES TO THE LAW  
16 CONCERNING THE ARKANSAS FIRE AND POLICE  
17 PENSION REVIEW BOARD.

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20 BE IT ENACTED BY THE GENERAL ASSEMBLY OF THE STATE OF ARKANSAS:  
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22 SECTION 1. Arkansas Code § 24-11-217 is amended to read as follows:

23 24-11-217. Additional allocation for certain underfunded plans.

24 (a)(1) Beginning with the allocation in fiscal year 2012, an  
25 additional allocation for certain underfunded plans as described in this  
26 section is created.

27 (2) The additional allocation ~~shall be phased in for the purpose~~  
28 ~~of replacing~~ replaces the Arkansas Fire and Police Pension Guarantee Fund  
29 under former § 24-11-209 after the allocation in fiscal year 2015.

30 (b) The additional allocation shall be based on ten percent (10%) of  
31 the actuarial cost under § 24-11-214 and shall be available for certain  
32 pension and relief funds, including the portion of the actuarial cost for  
33 pension and relief funds that are administered by the Arkansas Local Police  
34 and Fire Retirement System.

35 (c) The pension and relief funds shall qualify for the additional  
36 allocation after approval of the Arkansas Fire and Police Pension Review



1 Board and after meeting the following criteria:

2 (1) The pension and relief fund is in compliance with all  
3 applicable laws and rules; and

4 (2) The pension and relief fund shall receive employer  
5 contributions other than premium tax allocations that are at least eighty  
6 percent (80%) of the actuarial cost under § 24-11-214 during the calendar  
7 year before an allocation.

8 (d) For the allocations in fiscal years 2012 — through 2015, the  
9 amount of the additional allocation to a pension and relief fund shall not be  
10 less than would have been provided by the Arkansas Fire and Police Pension  
11 Guarantee Fund under § 24-11-209.

12 (e) The amounts provided under this additional allocation are subject  
13 to the limits under § 24-11-215.

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15 SECTION 2. EMERGENCY CLAUSE. It is found and determined by the  
16 General Assembly of the State of Arkansas that the local police and fire  
17 retirement systems provide economic security for eligible citizens of  
18 Arkansas; that the statutes need amending to update and clarify existing law;  
19 and that these changes need to be made immediately. Therefore, an emergency  
20 is declared to exist and this act being immediately necessary for the  
21 preservation of the public peace, health, and safety shall become effective  
22 on:

23 (1) The date of its approval by the Governor;

24 (2) If the bill is neither approved nor vetoed by the Governor,  
25 the expiration of the period of time during which the Governor may veto the  
26 bill; or

27 (3) If the bill is vetoed by the Governor and the veto is  
28 overridden, the date the last house overrides the veto.

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30 */s/B. Sample*

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