

1 State of Arkansas

2 80th General Assembly

3 Regular Session, 1995

4 By: Representative Hinshaw

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## **For An Act To Be Entitled**

8 "AN ACT TO AMEND ARKANSAS CODE § 24-7-607 TO AUTHORIZE  
9 MEMBERS OF THE TEACHER RETIREMENT SYSTEM TO PURCHASE  
10 SERVICE CREDIT FOR UP TO TEN (10) YEARS OF PRIVATE SCHOOL  
11 TEACHING SERVICE; AND FOR OTHER PURPOSES."

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## **Subtitle**

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19 WHEREAS, members of the Arkansas Teacher Retirement System may purchase  
20 up to five (5) years of credited service toward retirement for time spent in  
21 U. S military service; and

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23 WHEREAS, members of the Arkansas Teacher Retirement System may purchase  
24 up to ten (10) years of credited service for service time teaching at an  
25 overseas school sponsored and approved by the U. S. Department of State or  
26 Department of Defense; and

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28 WHEREAS, members of the Arkansas Teacher Retirement System may purchase  
29 up to ten (10) years of credited service toward retirement for time spent  
30 teaching in out-of-state service;

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32 NOW THEREFORE

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

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35 SECTION 1. Arkansas Code § 24-7-607 is amended to read as follows:

1 "24-7-607. Private school service.

2 (a) As used in this section, "private school service" means service  
3 rendered in any private school or agency which is recognized by the State  
4 Department of Education for the issuance of teaching certificates.

5 (b) From and after January 1, 1990, an active member may contract with  
6 the board for private school service to be credited as service hereunder in  
7 accordance with the following conditions:

8 (1) The private school service credit to be granted shall be  
9 limited to service for which no benefit could be paid by another system  
10 similar in purpose to this system, except social security, if the member left  
11 on deposit his contributions to the other system and shall be limited to ten  
12 (10) years;

13 (2) The member shall pay to the system for each year of service  
14 credit being granted nineteen and one-half percent (19.5%) of the annual  
15 salary received by him for his first full year of state teaching service,  
16 together with regular annual interest from the end of that year of state  
17 teaching service to the date of payment. If the payment is not made in a  
18 single sum at the time the contract is made, regular interest shall be added  
19 from the date of the contract to the date of payment. The payment shall be  
20 credited to the member's account in the members' deposit account and shall be  
21 in addition to regular member contributions thereto;

22 (3) The private school service shall not become credited service  
23 under this system until:

24 (A) The member payments specified in subdivision (b)(2)  
25 have been paid in full; and

26 (B) The member has established ten (10) or more years of  
27 credited service exclusive of private school service. Should a member cease  
28 to be an active member before the private school service has been established  
29 as system credited service, the member payments contributed as specified in  
30 subdivision (b)(2) shall be refundable, together with regular interest  
31 thereon;

32 (4) The benefit program to be applied to each year of service  
33 credit being granted shall be the benefit program in effect at the time of  
34 retirement;

35 (5) Such other rules and regulations consistent herewith as the

1 board may from time to time adopt.

2 (c) An active member who had both public and private school service in  
3 one (1) school year may contract with the board for one (1) year of service  
4 to be credited as service under this subchapter in the same manner as  
5 provided for private school service under subsection (b) of this section, if  
6 the service meets the following additional requirements:

7 (1) The combination of public and private school service  
8 rendered in the fiscal school year was not fewer than one hundred twenty  
9 (120) days; and

10 (2) The person had not less than thirty (30) days of private  
11 school teaching service in the school year and not less than thirty (30) days  
12 public teaching service in the fiscal school year."

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

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

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

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