

1 State of Arkansas
2 80th General Assembly
3 Regular Session, 1995

A Bill

HOUSE BILL 1099

4 By: Representatives M. Wilson, Watts, and McJunkin

5
6

For An Act To Be Entitled

8 "AN ACT TO AMEND SUBDIVISION (8) OF ARKANSAS CODE
9 § 24-3-102 TO CHANGE THE DEFINITION OF _FINAL AVERAGE PAY_
10 FOR MEMBERS OF THE ARKANSAS STATE POLICE TO INCLUDE THE
11 AVERAGE ANNUAL COMPENSATION PAID TO THEM DURING ANY PERIOD
12 OF FORTY-EIGHT (48) MONTHS OF CREDITED SERVICE WITH THE
13 STATE POLICE; AND FOR OTHER PURPOSES."

14

Subtitle

15
16 "TO CHANGE THE DEFINITION OF _FINAL
17 AVERAGE PAY_ FOR ARKANSAS STATE POLICE
18 TO INCLUDE AVERAGE COMPENSATION IN THE
19 FINAL 48 MONTHS OF SERVICE."

20

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

22

23 SECTION 1. Arkansas Code § 24-3-102(8) is amended to read as follows:

24 "(8)(A) _Final average pay_ for members of the Arkansas Public
25 Employees_ Retirement System means the average of the highest annual
26 compensations paid a member during any period of forty-eight (48) calendar
27 months of credited service with a public employer. Should a member have less
28 than forty-eight (48) calendar months of credited service, _final average
29 pay_ means the monthly average of pay to him during his total years of
30 credited service. Any other provision to the contrary notwithstanding, if a
31 member_s rate of pay is set by Arkansas Constitution, Amendment 70, § 1, then
32 the member_s _final average pay_ shall not be less than his monthly rate of
33 pay at the time of separation from covered employment.

34 (B)(i) _Final average pay_ for members of the State Police
35 Retirement System means the average of the highest annual compensations paid

1 a member during any period of forty-eight (48) calendar months of credited
2 service with the Department of Arkansas State Police, *except if the actuarial*
3 *soundness of the State Police Retirement System will be affected, then it*
4 *shall mean the average of the highest annual compensations paid a member*
5 *during any period of sixty (60) calendar months of credited service.*

6 (ii) Should a member have less than forty-eight (48)
7 calendar months of credited service, *_final average pay_ means the monthly*
8 *average of pay to him during his total years of credited service;"*
9

10 SECTION 2. All provisions of this act of general and permanent nature
11 are amendatory to the Arkansas Code of 1987 Annotated and the Arkansas Code
12 Revision Commission shall incorporate the same in the Code.
13

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

20 SECTION 4. All laws and parts of laws in conflict with this act are
21 hereby repealed.
22

23 /s/Rep. M. Wilson, et al
24
25
26
27
28
29
30
31
32
33
34
35

