

Stricken language would be deleted from and underlined language would be added to the law as it existed prior to this session of the General Assembly.

1 State of Arkansas  
2 83rd General Assembly  
3 Regular Session, 2001

# A Bill

HOUSE BILL 1332

4  
5 By: Representative Prater  
6  
7

## For An Act To Be Entitled

8  
9 AN ACT TO PROVIDE FOR A SURVIVOR BENEFIT FOR THE  
10 SURVIVING SPOUSE OF A CONTRIBUTORY FORMER MEMBER OF  
11 THE GENERAL ASSEMBLY; AND FOR OTHER PURPOSES.  
12

## Subtitle

13  
14 AN ACT TO PROVIDE A SURVIVING SPOUSE  
15 BENEFIT.  
16  
17  
18

19 BE IT ENACTED BY THE GENERAL ASSEMBLY OF THE STATE OF ARKANSAS:  
20

21 SECTION 1. Arkansas Code 24-4-704, concerning a survivors benefit, is  
22 amended to add an additional subsection to read as follows:

23 (c) The surviving spouse of any former contributory member of the  
24 General Assembly who had eight (8) years of credited service in the Arkansas  
25 Public Employees' Retirement System prior to January 1, 1971 shall be entitled  
26 to a B-75 option benefit provided the surviving spouse was married to the  
27 former member for at least one (1) year at the time of his or her death, and  
28 the surviving spouse pays to the system the actuarially determined cost of the  
29 survivor benefit less the contributions paid by the employer and the former  
30 member, and the earnings on those contributions. The surviving spouse shall  
31 make application to the Board of Trustees in a manner prescribed by the board.  
32 The benefit shall commence upon receipt of the application and the payment  
33 determined by the actuary. The benefit payment shall not be retroactive.  
34

35 SECTION 2. [THE ARKANSAS CODE REVISION COMMISSION IS NOT REQUIRED TO  
36 CODIFY THIS SECTION.] No benefit enhancement provided for by this act shall

1 be implemented if it would cause the publicly supported retirement system's  
2 unfunded actuarial accrued liabilities to exceed a thirty (30) year  
3 amortization. No benefit enhancement provided for by this act shall be  
4 implemented by any publicly supported system which has unfunded actuarial  
5 accrued liabilities being amortized over a period exceeding thirty (30) years  
6 until the unfunded actuarial accrued liability is reduced to a level less than  
7 the standards prescribed by Arkansas Code, Title 24.

8  
9 SECTION 3. EMERGENCY CLAUSE. It is found and determined by the Eighty-  
10 third General Assembly that for the effective administration of this act and  
11 to avoid undue harm to the members and benefit recipients of the Arkansas  
12 Public Employees' Retirement System, this act should become effective on July  
13 1, 2001. Therefore, an emergency is declared to exist and this act being  
14 immediately necessary for the preservation of the public peace, health, and  
15 safety shall become effective on July 1, 2001.

8  
9  
10  
11  
12  
13  
14  
15  
16  
17  
18  
19  
20  
21  
22  
23  
24  
25  
26  
27  
28  
29  
30  
31  
32  
33  
34  
35  
36