

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 85th General Assembly
3 Regular Session, 2005

A Bill

SENATE BILL 182

4
5 By: Senator Baker
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For An Act To Be Entitled

8
9 AN ACT CONCERNING CREDITED SERVICE IN THE
10 ARKANSAS TEACHER RETIREMENT SYSTEM FOR UNUSED
11 SICK LEAVE; AND FOR OTHER PURPOSES.
12

Subtitle

13
14 AN ACT CONCERNING CREDITED SERVICE IN
15 THE ARKANSAS TEACHER RETIREMENT SYSTEM
16 FOR UNUSED SICK LEAVE.
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19 BE IT ENACTED BY THE GENERAL ASSEMBLY OF THE STATE OF ARKANSAS:
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21 SECTION 1. Arkansas Code § 6-17-1205 is amended to read as follows:
22 6-17-1205. Record of used and accumulated leave.

23 (a) A record of sick leave used and accumulated shall be established
24 and maintained by each school district for each of its teachers.

25 (b) Except as provided in subsection (e) of this section, ~~Sick sick~~
26 leave that is unused by a teacher during any school year shall be accumulated
27 in that teacher's sick leave account at a rate of one (1) day per month or
28 major portion thereof employed until ninety (90) days have been accumulated.

29 (c) Except as provided in subsection (e) of this section, A a teacher
30 who qualifies for sick leave under § 6-17-1204 may use any amount up to his
31 or her total number of accumulated days.

32 (d) Accumulated days of sick leave that are used up may be restored up
33 to ninety (90) days in the same manner that they were first accumulated.

34 (e)(1) For purposes of § 24-7-612, sick leave that is unused by a
35 teacher during any school year shall be accumulated in that teacher's sick
36 leave account at the rate of one (1) per day per month or major portion



1 thereof employed until one hundred seventy eight (178) days have been
 2 accumulated.

3 (2) However, a teacher who qualifies for sick leave under § 6-
 4 17-1204 shall not be entitled to use more than ninety (90) days of sick
 5 leave.

6
 7 SECTION 2. Arkansas Code § 24-7-601(c), concerning the limitation on
 8 granting credited service for unused sick leave under the Arkansas Teacher
 9 Retirement System, is amended to read as follows:

10 (c)(1) Days of absence from service because of sickness shall be
 11 considered as service if the days are paid sick leave.

12 (2) Except as provided in § 24-7-612, Days days of paid sick
 13 leave shall not be considered service if the payment is for unused sick
 14 leave.

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 16 SECTION 3. Arkansas Code Title 24, Chapter 7, Subchapter 6 is amended
 17 to add a new section to read as follows:

18 24-7-612. Unused sick leave.

19 (a) An active member who has at least twenty-five (25) years of
 20 credited service in the Arkansas Teacher Retirement System and who has
 21 accumulated one hundred seventy-eight (178) days of sick leave may purchase
 22 one (1) year of credited service pursuant to the provisions of this section.

23 (b) An active member eligible to purchase credited service pursuant to
 24 this section shall be eligible upon application under the following
 25 conditions:

26 (1)(A) For the year of credited service granted pursuant to this
 27 section, the member shall pay to the system the employee and employer
 28 contributions based on:

29 (i) The greater of:

30 (a) The annual salary received by the member
 31 for the member's first full year of credited service that precedes the fiscal
 32 year in which the service is purchased; or

33 (b) The average of the three (3) highest
 34 annual salaries earned at the time of purchase; and

35 (ii) Interest from the end of that year of credited
 36 service to the date of payment in full.

1 (B) The contribution rate is the rate in effect at the
2 time of purchase.

3 (C) If the payment for service under this section is not
4 made in a single lump-sum payment, interest shall accrue from the date of the
5 initial payment to the date of the payment in full.

6 (D) The payment is credited to the member's deposit
7 account and is in addition to regular member contributions;

8 (2) Credited service purchased under this section shall not
9 become credited service under the system until the member payments specified
10 in subdivision (b)(1) of this section have been paid in full; and

11 (3) The benefit program to be applied to the year of service
12 credit being granted shall be the benefit program in effect at the time of
13 retirement.

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