1 2	State of Arkansas 88th General Assembly	As Engrossed: H2/17/11 A Bill	
2	Regular Session, 2011		HOUSE BILL 1143
4	Regulai Sessioli, 2011		HOUSE DILL 1145
4 5	By: Representatives Lenderm	an B Wilkins	
6	Dy. Representatives Lenderm		
7		For An Act To Be Entitle	ed
8	AN ACT TO	ALLOW A MEMBER TO BE ELIGIBL	E FOR
9	DISABILITY	V BENEFITS, SURVIVOR BENEFITS	, AND LUMP-SUM
10	DEATH BENE	EFITS UNDER THE ARKANSAS TEAC	HER RETIREMENT
11	SYSTEM FOR	R AN ADDITIONAL FISCAL YEAR A	FTER THE LAST
12	FISCAL YEA	AR OF ACTUAL SERVICE; TO DECL	ARE AN
13	EMERGENCY;	; TO AUTHORIZE THE BOARD OF T	RUSTEES OF THE
14	ARKANSAS T	TEACHER RETIREMENT SYSTEM TO	PROMULGATE
15	RULES CONC	CERNING ANNUITY OPTIONS; AND	FOR OTHER
16	PURPOSES.		
17			
18			
19		Subtitle	
20	CONC	ERNING CERTAIN BENEFITS UNDEF	R THE
21	ARKA	NSAS TEACHER RETIREMENT SYSTE	EM; TO
22	AUTH	ORIZE THE BOARD TO PROMULGATE	E RULES
23	CONC	ERNING ANNUITY OPTIONS; TO DE	ECLARE AN
24	EMER	GENCY.	
25			
26			
27	BE IT ENACTED BY THE G	GENERAL ASSEMBLY OF THE STATE	OF ARKANSAS:
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29	SECTION 1. Arkansas Code § 24-7-704(a)(1)(B), concerning eligibility		
30	for disability retirement in the Arkansas Teacher Retirement System, is		
31	amended to read as fol		1
32		(i) An active member who has $(a)(b)(b) = b$.
33 34	-	ision (a)(l)(A) of this secti	
35 35	termination of covered employment requirements under § 24-7-502 to be eligible for disability retirement benefits.		
36	CILGIDIC IOI GIBADIII		r this section, a member is



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1	considered active for an additional fiscal year following the last fiscal		
2	year that the member renders actual service to a covered employer and obtains		
3	at least one-fourth (1/4) year of service credit.		
4	(iii) Service credit used in calculating any		
5	benefits paid under this section means days of service, including paid sick		
6	leave covered by the employer.		
7			
8	SECTION 2. Arkansas Code § 24-7-706, concerning Arkansas Teacher		
9	Retirement System annuity options, is amended to add an additional subsection		
10	to read as follows:		
11	(f) The Board of Trustees of the Arkansas Teacher Retirement System		
12	shall:		
13	(1) Promulgate rules as necessary to administer this section;		
14	and		
15	(2) Institute fair procedures for members of the system,		
16	including without limitation:		
17	(A) Requirements for designating a beneficiary; and		
18	(B) Spousal election.		
19			
20	SECTION 3. Arkansas Code § 24-7-710, concerning the eligibility for		
21	survivor benefits under the Arkansas Teacher Retirement System, is amended to		
22	add an additional subsection to read as follows:		
23	(g)(l) For eligibility under this section, a member is considered		
24	active for an additional fiscal year following the last fiscal year that the		
25	member renders actual service to a covered employer and obtains at least one-		
26	fourth (1/4) year of service credit.		
27	(2) In addition, a member is considered active for eligibility		
28	under this section if in the fiscal year of a member's death, the member		
29	earned at least ten (10) days of service credit in each quarter before and		
30	including the quarter of the member's death.		
31	(3) Service credit used in calculating any benefits paid under		
32	this section means days of service, including paid sick leave covered by the		
33	<pre>employer.</pre>		
34	SECTION 4. Arkansas Code § 24-7-720, concerning the eligibility for a		
35	lump-sum benefit under the Arkansas Teacher Retirement System, is amended to		
36	add an additional subsection to read as follows:		

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1	(i) For eligibility under this section, a member is considered active		
2	for an additional fiscal year following the last fiscal year that the member		
3	renders actual service to a covered employer and obtains at least one-fourth		
4	(1/4) year of service credit.		
5			
6	SECTION 5. EMERGENCY CLAUSE. It is found and determined by the		
7	General Assembly of the State of Arkansas that certain provisions of the		
8	Arkansas Teacher Retirement System Act are in urgent need of revision to		
9	bring them into conformance with sound public pension policy; that this		
10	revision is of great importance to members of the Arkansas Teacher Retirement		
11	System and to other citizens of the State of Arkansas; that the policy of the		
12	system historically has been to calculate deposits and benefits for an		
13	additional fiscal year following the last fiscal year that the member renders		
14	actual service to a covered employer; that the system's policy needs to be		
15	codified into Arkansas law; that the operational definition should be		
16	codified as soon as possible to prevent confusion; and that this act is		
17	immediately necessary in order to maintain an orderly system of benefits for		
18	the members of the Arkansas Teacher Retirement System. Therefore, an		
19	emergency is declared to exist and this act being immediately necessary for		
20	the preservation of the public peace, health, and safety shall become		
21	effective on:		
22	(1) The date of its approval by the Governor;		
23	(2) If the bill is neither approved nor vetoed by the Governor,		
24	the expiration of the period of time during which the Governor may veto the		
25	bill; or		
26	(3) If the bill is vetoed by the Governor and the veto is		
27	overridden, the date the last house overrides the veto.		
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29	/s/Lenderman		
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