

1 State of Arkansas
2 89th General Assembly
3 Regular Session, 2013
4

As Engrossed: H2/22/13

A Bill

HOUSE BILL 1124

5 By: Representative Kerr
6 By: Senator B. Sample
7

For An Act To Be Entitled

9 AN ACT TO AMEND THE ELIGIBILITY REQUIREMENTS FOR
10 BENEFITS RELATING TO THE HEALTH CARE OFFSET FOR
11 MEMBERS OF THE ARKANSAS STATE HIGHWAY EMPLOYEES'
12 RETIREMENT SYSTEM; TO DELCARE AN EMERGENCY; AND FOR
13 OTHER PURPOSES.
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Subtitle

16
17 TO AMEND THE ELIGIBILITY REQUIREMENTS FOR
18 BENEFITS RELATING TO THE HEALTH CARE
19 OFFSET FOR MEMBERS OF THE ARKANSAS STATE
20 HIGHWAY EMPLOYEES' RETIREMENT SYSTEM; AND
21 TO DECLARE AN EMERGENCY.
22
23

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

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26 *SECTION 1. Arkansas Code § 24-5-101(13), concerning the definition of*
27 *"prorate", is amended to read as follows:*

28 *(13) "Prorate" means the amount obligated in § 24-5-125 ~~less any amount~~*
29 *~~paid for similar benefits by other reciprocal systems, as such systems are~~*
30 *~~enumerated in § 24-4-401~~ using a ratio of the years of service credit with*
31 *the Arkansas State Highway Employees' Retirement System divided by the sum of*
32 *all years of service credit with the reciprocal systems enumerated in § 24-2-*
33 *401;*
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35 *SECTION 2. Arkansas Code § 24-5-125(c)(4), concerning Arkansas State*
36 *Highway employees' eligibility to receive an increase in benefits, is amended*



1 to read as follows:

2 (4) If the member is ~~eligible for an additional monthly benefit~~
3 receiving retirement benefits as a result of credited service under one (1)
4 or more of the reciprocal systems, as such systems are enumerated in § 24-2-
5 401, the board ~~in its discretion may~~ shall prorate the benefits provided
6 under this section for all members retiring after ~~June 30, 2009~~ the effective
7 date of this act.

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9 *SECTION 3.* Arkansas Code § 24-5-125 is amended to add an additional
10 subsection to read as follows:

11 (e) Members from a reciprocal system will continue to receive their
12 current benefits they are receiving under this section.

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14 *SECTION 4. EMERGENCY CLAUSE.* It is found and determined by the
15 General Assembly of the State of Arkansas that the Arkansas State Highway
16 Employees' Retirement System law needs to be amended to provide a more
17 equitable means of allocating the additional benefit that offsets the cost of
18 health insurance and health care. Therefore, an emergency is declared to
19 exist, and this act being immediately necessary for the preservation of the
20 public peace, health, and safety shall become effective on:

21 (1) The date of its approval by the Governor;

22 (2) If the bill is neither approved nor vetoed by the Governor,
23 the expiration of the period of time during which the Governor may veto the
24 bill; or

25 (3) If the bill is vetoed by the Governor and the veto is
26 overridden, the date the last house overrides the veto.

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28 /s/Kerr
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