

1 State of Arkansas
2 92nd General Assembly
3 Regular Session, 2019

A Bill

HOUSE BILL 1256

4
5 By: Representative House

For An Act To Be Entitled

8 AN ACT TO AMEND THE LAW CONCERNING THE
9 REDETERMINATION OF BENEFITS UNDER THE ARKANSAS PUBLIC
10 EMPLOYEES' RETIREMENT SYSTEM; AND FOR OTHER PURPOSES.

Subtitle

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13 TO AMEND THE LAW CONCERNING THE
14 REDETERMINATION OF BENEFITS UNDER THE
15 ARKANSAS PUBLIC EMPLOYEES' RETIREMENT
16 SYSTEM.
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20 BE IT ENACTED BY THE GENERAL ASSEMBLY OF THE STATE OF ARKANSAS:

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22 SECTION 1. Arkansas Code § 24-4-607 is amended to read as follows:
23 24-4-607. Redetermination of benefits.

24 (a)(1) Each July 1 the Arkansas Public Employees' Retirement System
25 ~~shall~~ may redetermine the amount of each monthly benefit which has been
26 payable by the system for at least twelve (12) full calendar months.

27 (2) The redetermined amount shall be payable for the following
28 twelve (12) calendar months.

29 (b)(1) The redetermined amount shall be the amount of the benefit
30 payable as of the immediately preceding July 1 increased by a simple cost-of-
31 living adjustment that is the lesser of three percent (3%) or the percentage
32 change in the Consumer Price Index, South Region as determined by the United
33 States Department of Labor over the one-year period ending in the December
34 immediately preceding the date for which the redetermined amount is being
35 calculated.

36 (2)(A) The redetermined amount shall not be less than the base



1 amount.

2 (B) As used in subdivision (b)(2)(A) of this
 3 section, “base amount” means the amount of the benefit payable to a member
 4 who retires on and after July 1, 2019, plus any one-time increases granted by
 5 legislation that is enacted after the effective date on which a member begins
 6 receiving retirement benefits, excluding the simple cost-of-living adjustment
 7 under this section.

8 (C) The redetermined amount under this section is
 9 not a benefit enhancement.

10 (c) The Board of Trustees of the Arkansas Public Employees’ Retirement
 11 System may grant a cost-of-living adjustment in accordance with subsection
 12 (b) of this section to one (1) or more of the following individuals:

13 (1) An individual who is employed and becomes a member of the
 14 system after the effective date of this act;

15 (2) A nonvested member of the system;

16 (3) A vested member of the system; and

17 (4) A retirant or a beneficiary of a retirant of the system.

18 (d) The provisions of this section are severable, and if any provision
 19 of this act is declared invalid, then the remaining provisions of this
 20 section shall remain valid.

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