

1 **State of Arkansas**
2 **79th General Assembly**
3 **Regular Session, 1993**
4 **By: Senator Canada**

A Bill

SENATE BILL

For An Act To Be Entitled

8 "AN ACT TO PROVIDE THAT ANY PERSON WHO IS ELECTED TO THE
9 GENERAL ASSEMBLY AFTER RETIRING FROM THE GENERAL ASSEMBLY
10 SHALL NOT RECEIVE RETIREMENT BENEFITS DURING THE
11 SUBSEQUENT SERVICE, BUT SHALL RECEIVE CREDITED SERVICE FOR
12 THE SUBSEQUENT SERVICE; AND FOR OTHER PURPOSES."

Subtitle

14 "TO PROVIDE THAT ANY PERSON ELECTED TO THE GENERAL
15 ASSEMBLY AFTER RETIRING SHALL NOT RECEIVE RETIREMENT
16 BENEFITS DURING THEIR SUBSEQUENT SERVICE."

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

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21 SECTION 1. When any person is reelected to the Senate or the House of
22 Representatives after retiring under the Public Employees Retirement System as
23 a member of the General Assembly, such person shall not be entitled to
24 retirement benefits for serving in the General Assembly after retirement, but
25 shall receive credited service in the Public Employees Retirement System for
26 the amount of time served in the General Assembly after such retirement. Any
27 person who on the effective date of this act is subject to the provisions of
28 this act and who has received Public Employees Retirement System benefits
29 while serving in the General Assembly shall not receive credited service for
30 their subsequent service until and unless they refund to the Public Employees
31 Retirement System the amount of benefits received during such subsequent
32 service with the General Assembly.

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34 SECTION 2. All provisions of this act of a general and permanent nature
35 are amendatory to the Arkansas Code of 1987 Annotated and the Arkansas Code

1 Revision Commission shall incorporate the same in the Code.

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3 SECTION 3. If any provision of this act or the application thereof to
4 any person or circumstance is held invalid, such invalidity shall not affect
5 other provisions or applications of the act which can be given effect without
6 the invalid provision or application, and to this end the provisions of this
7 act are declared to be severable.

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9 SECTION 4. All laws and parts of laws in conflict with this act are
10 hereby repealed.

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12 SECTION 5. EMERGENCY. It is hereby found and determined by the General
13 Assembly that retired legislators who are subsequently reelected should be
14 entitled to credited service with PERS for such subsequent service if they do
15 not accept retirement benefits while serving; this act so provides; and this
16 act should go into effect immediately. Therefore, an emergency is hereby
17 declared to exist, and this act being immediately necessary for the
18 preservation of the public peace, health, and safety shall be in full force
19 and effect from and after its passage and approval.

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