

State of Arkansas  
94th General Assembly  
Regular Session, 2023

As Engrossed: H1/26/23

# A Bill

HOUSE BILL 1111

By: Representative Warren

By: Senator K. Hammer

## For An Act To Be Entitled

AN ACT TO AMEND THE AGE IN WHICH MEMBERS OF CERTAIN PLANS UNDER THE ARKANSAS LOCAL POLICE AND FIRE RETIREMENT SYSTEM AND LOCAL POLICE AND FIRE PENSION AND RELIEF FUNDS BEGIN TO RECEIVE FUND DISTRIBUTIONS; AND FOR OTHER PURPOSES.

### Subtitle

TO AMEND THE AGE IN WHICH MEMBERS OF CERTAIN PLANS UNDER THE ARKANSAS LOCAL POLICE AND FIRE RETIREMENT SYSTEM AND LOCAL POLICE AND FIRE PENSION AND RELIEF FUNDS BEGIN TO RECEIVE FUND DISTRIBUTIONS.

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

SECTION 1. Arkansas Code § 24-10-706(d)(2), concerning the distribution of funds under the Local Police and Fire Deferred Retirement Option Plan, is amended to read as follows:

(2)(A) All funds in the plan shall be distributed in a manner prescribed by the Board of Trustees of the Arkansas Local Police and Fire Retirement System no later than April 1 of the year following the calendar year in which the participant ~~becomes seventy-two (72) years of~~ attains the applicable age.

(B) In the case of a participant who attains seventy-two (72) years of age after December 31, 2022, and seventy-three (73) years of



age before January 1, 2033, the applicable age is seventy-three (73) years of age.

(C) In the case of a participant who attains seventy-four (74) years of age after December 31, 2032, the applicable age is seventy-five (75) years of age.

SECTION 2. Arkansas Code § 24-11-210(f), concerning the distribution of funds for a qualified municipal firemen's relief and pension fund plan or a policemen's pension and relief fund plan under the Internal Revenue Code, is amended to read as follows:

(f)(1) Distributions of benefits shall begin no later than April 1 of the year following the calendar year during which the member ~~becomes seventy-two (72) years of~~ attains the applicable age or terminates employment with the employer, whichever is later, and shall otherwise conform to the Internal Revenue Code, 26 U.S.C. § 401(a)(9).

(2) In the case of a participant who attains seventy-two (72) years of age after December 31, 2022, and seventy-three (73) years of age before January 1, 2033, the applicable age is seventy-three (73) years of age.

(3) In the case of a participant who attains seventy-four (74) years of age after December 31, 2032, the applicable age is seventy-five (75) years of age.

SECTION 3. Arkansas Code § 24-11-434(f)(4)(B), concerning the distribution of funds under the Arkansas Police Officers Deferred Retirement Option Plan for a police officer employed by a city of the first class, is amended to read as follows:

(B)(i) These funds shall be distributed or annuitized by April 1 of the year following the calendar year in which a member ~~becomes seventy-two (72) years of~~ attains the applicable age.

(ii) In the case of a participant who attains seventy-two (72) years of age after December 31, 2022, and seventy-three (73) years of age before January 1, 2033, the applicable age is seventy-three (73) years of age.

(iii) In the case of a participant who attains seventy-four (74) years of age after December 31, 2032, the applicable age is

seventy-five (75) years of age.

SECTION 4. Arkansas Code § 24-11-830(f)(4)(B), concerning the distribution of funds under the Arkansas Fire Fighters Deferred Retirement Option Plan, is amended to read as follows:

(B)(i) These funds shall be distributed or annuitized by April 1 of the year following the calendar year in which a member ~~becomes~~ seventy-two (72) years of age attains the applicable age.

(ii) In the case of a participant who attains seventy-two (72) years of age after December 31, 2022, and seventy-three (73) years of age before January 1, 2033, the applicable age is seventy-three (73) years of age.

(iii) In the case of a participant who attains seventy-four (74) years of age after December 31, 2032, the applicable age is seventy-five (75) years of age.

*/s/Warren*

**APPROVED: 2/9/23**