

State of Arkansas
95th General Assembly
Regular Session, 2025

A Bill

HOUSE BILL 1211

By: Representative Warren

By: Senator Gilmore

For An Act To Be Entitled

AN ACT TO MAKE TECHNICAL CORRECTIONS AND CLARIFY
LANGUAGE FOR THE PROPER ADMINISTRATION OF BENEFITS
UNDER THE ARKANSAS PUBLIC EMPLOYEES' RETIREMENT
SYSTEM; AND FOR OTHER PURPOSES.

Subtitle

TO MAKE TECHNICAL CORRECTIONS AND
CLARIFY LANGUAGE FOR THE PROPER
ADMINISTRATION OF BENEFITS UNDER THE
ARKANSAS PUBLIC EMPLOYEES' RETIREMENT
SYSTEM.

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

SECTION 1. Arkansas Code § 24-4-101(12)(B), concerning the meaning of recurring remuneration in the definition of "compensation" under the Arkansas Public Employees' Retirement System, is amended to read as follows:

(B) The following are recurring remuneration for personal services for the purposes of determining retirement benefits:

(i) Career service recognition payments paid to a member under § 21-5-106;

(ii) Payments made to a member under § 21-5-1101, including without limitation a lump-sum payment;

(iii)(a) Except as provided in subdivision (12)(B)(iii)(b) of this section, payments made to a member under § 14-14-1206(a), including without limitation a bonus or lump-sum payment.

(b) The maximum amount of the bonus or lump-



sum payment that will be considered to be compensation during the last year of a member's employment is the lesser of five percent (5%) of the current year's salary or the amount of the bonus or lump-sum payment that was received by the member during the previous year of employment;

(iv)(a) Except as provided in subdivision (12)(B)(iv)(b) of this section, a bonus or lump-sum payment made to a municipal employee as provided in the municipality's annual budget under § 14-42-308.

(b) The maximum amount of the bonus or lump-sum payment that will be considered to be compensation during the member's last year of employment is the lesser of five percent (5%) of the current year's salary or the amount of the bonus or lump-sum payment that was received by the member during the previous year of employment; ~~and~~

(v) Lump-sum payments made to a member under § 21-5-211 ~~and §21-5-219 [repealed];~~

(vi) Lump-sum payments made to a member under § 21-5-227; and

(vii) Bonus payments made to a member under § 21-5-228.

SECTION 2. Arkansas Code § 24-4-110 is repealed.

~~24-4-110. Failure to terminate — Commencement of annuity payments — Election to retire.~~

~~A retirant shall not begin receiving annuity payments until all requirements for terminating qualified employment are satisfied.~~

SECTION 3. Arkansas Code § 24-4-111 is repealed.

~~24-4-111. Failure to meet termination requirements — Member's retirement election.~~

~~The failure to meet termination requirements does not revoke a member's retirement election.~~

SECTION 4. Arkansas Code § 24-4-520(d), regarding forfeiture of benefits until termination requirements under the Arkansas Public Employees' Retirement System are met, is amended to read as follows:

(d)(1) ~~Persons failing~~ A member or former member in the system who

fails to meet termination requirements shall forfeit their benefits until requirements are met.

(2) A retirant shall not begin receiving annuity payments until all requirements for terminating qualified employment are satisfied.

(3) The failure to meet termination requirements does not revoke a member's retirement election.

APPROVED: 2/20/25