

1 State of Arkansas
2 88th General Assembly
3 Regular Session, 2011
4

As Engrossed: H1/19/11
A Bill

HOUSE BILL 1019

5 By: Representatives Kerr, *English, Summers, Westerman, J. Edwards, Dale, D. Hutchinson, Hickerson,*
6 *Baird, Mayberry, Nickels, Clemmer, Lea, Benedict, Hobbs, Harris, S. Meeks, D. Meeks, Lampkin,*
7 *Eubanks, Hyde*
8 By: Senators *J. Hutchinson, D. Johnson*
9

10 **For An Act To Be Entitled**

11 AN ACT TO DECLARE AN EMERGENCY; TO RESTRICT THE
12 AMOUNT OF CREDITED SERVICE EARNED BY A LOCAL ELECTED
13 PUBLIC OFFICIAL FIRST ELECTED TO OFFICE ON OR AFTER
14 JULY 1, 2011, TO ONE (1) YEAR OF RETIREMENT CREDIT
15 FOR EVERY YEAR WORKED; AND FOR OTHER PURPOSES.
16

17 **Subtitle**

18 TO DECLARE AN EMERGENCY AND TO RESTRICT THE
19 AMOUNT OF RETIREMENT CREDIT SERVICE EARNED
20 BY A LOCAL ELECTED PUBLIC OFFICIAL.
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23 BE IT ENACTED BY THE GENERAL ASSEMBLY OF THE STATE OF ARKANSAS:
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25 SECTION 1. Arkansas Code § 24-4-521(b)(5), concerning credited
26 service, is amended to read as follows:

27 (5)(A) Noncontributory employment as an elected public official ~~other~~
28 ~~than Governor or an elected state constitutional officer or a member of the~~
29 ~~General Assembly or an elected public official under the state division of~~
30 ~~the system covered by the system and:~~

31 (i) Who has served in an elected position before July 1,
32 2011, shall be credited as service at two (2) times the regular rate for
33 crediting service; and

34 (ii) Who has never served in an elected position before
35 July 1, 2011, shall be credited at the regular rate for crediting service.

36 (B) However, except that at least five (5) years of actual



1 service shall be required to meet:

2 (i) the The retirement eligibility requirements of §§ 24-
3 4-601 and 24-4-510 – 24-4-512; and

4 (ii) at least five (5) years of actual service shall be
5 required to meet the The eligibility requirements of § 24-4-608.

6 (C) This subdivision (b)(5) does not apply to:

7 (i) The Governor;

8 (ii) An elected state constitutional officer;

9 (iii) A member of the General Assembly; or

10 (iv) An elected public official under the state division
11 of the system.

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13 SECTION 2. EMERGENCY CLAUSE. It is found and determined by the
14 General Assembly of the State of Arkansas that the nation is in an economic
15 downturn, that the Arkansas Public Employees' Retirement System has suffered
16 significant losses in its portfolio, that allowing elected public officials
17 to accrue two (2) years of service for every year worked costs the system
18 additional funds; and that all other employees in the Arkansas Public
19 Employees' Retirement System receive one (1) year of service for every year
20 worked. Therefore, an emergency is declared to exist and this act being
21 necessary for the preservation of the public peace, health, and safety shall
22 become effective on July 1, 2011.

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/s/Kerr

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