

Stricken language would be deleted from and underlined language would be added to the law as it existed prior to this session of the General Assembly.

1 State of Arkansas  
2 84th General Assembly  
3 Regular Session, 2003  
4

As Engrossed: H3/25/03

# A Bill

HOUSE BILL 1248

5 By: Representative R. Smith  
6 By: Senators J. Bookout, J. Jeffress, Faris  
7

## For An Act To Be Entitled

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9  
10 AN ACT TO PROVIDE THAT CERTAIN MEMBERS OF THE  
11 DEFERRED RETIREMENT OPTION PLAN FOR POLICE  
12 PENSION AND RELIEF FUNDS MAY REMAIN EMPLOYED AT  
13 THE CONCLUSION OF THE DROP PERIOD; AND FOR OTHER  
14 PURPOSES.  
15

### Subtitle

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17 TO PROVIDE THAT CERTAIN MEMBERS OF THE  
18 DEFERRED RETIREMENT OPTION PLAN FOR  
19 POLICE PENSION AND RELIEF FUNDS MAY  
20 REMAIN EMPLOYED AT THE CONCLUSION OF THE  
21 DROP PERIOD.  
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24 BE IT ENACTED BY THE GENERAL ASSEMBLY OF THE STATE OF ARKANSAS:  
25

26 SECTION 1. Arkansas Code § 24-11-434(c), concerning the deferred  
27 retirement option plan for police pension and relief funds, is amended to  
28 read as follows:

29 (c) ~~At~~ Except under subdivisions (c)(2) and (c)(3) of this section, at  
30 the conclusion of a member's participation in the plan, the member shall  
31 terminate employment with all participating municipalities as a police  
32 officer and shall start receiving the member's accrued monthly retirement  
33 benefit from the policemen's pension and relief fund.

34 (2) If a member is at the conclusion of a member's participation  
35 in the plan, then the member may continue employment by a municipality  
36 participating in the plan under the following conditions:



1                   (A) The continued employment is approved by a majority  
2 vote of the governing body of the sponsoring municipality available to all  
3 members after receiving approval for an increase in benefits under § 24-11-  
4 102;

5                   (B) The monthly benefit that is credited to the member's  
6 plan account is ninety percent (90%) of the amount credited during the second  
7 five (5) years of participation;

8                   (C) The continued employment shall last until age sixty-  
9 five (65) or five (5) additional years, whichever is earlier;

10                   (D) The interest rate credited to the plan account is the  
11 same as in the second five (5) years of participation;

12                   (E) The employer contributions continue and are credited  
13 to the pension and relief fund; and

14                   (F) The sponsoring municipality has a population of less  
15 than one hundred thousand (100,000) according to the latest federal decennial  
16 census.

17                   (3) If a member is at the conclusion of a member's participation in  
18 the plan and the member is employed by a municipality with population of more  
19 than one hundred thousand (100,000) according to the latest federal decennial  
20 census, then the member may continue employment by a municipality under the  
21 following conditions:

22                   (A) The continued employment is approved by a majority  
23 vote of the governing body of the sponsoring municipality available to all  
24 members after receiving approval for an increase in benefits as defined under  
25 § 24-11-102;

26                   (B) The monthly benefit that is credited to the member's  
27 plan account will be discontinued and the member will not begin receiving  
28 monthly benefits until the member actually ceases employment;

29                   (C) The continued employment would last until age sixty-  
30 five (65) or five (5) additional years, whichever is earlier;

31                   (D) The interest rate credited to the plan account would  
32 be the same as in the second five (5) years of participation;

33                   (E) The employer contributions continue and are credited  
34 to the pension and relief fund; and

35                   (F) The employee contributions of six percent (6%) would  
36 be discontinued.

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SECTION 2. Arkansas Code § 24-11-434, concerning the 10-year extension of the deferred retirement option plan accounts for police pension and relief funds, is repealed.

(j) However, if the governing body of the sponsoring municipality has approved the option for continuing employment, members who complete ten (10) years participation in the deferred retirement option plan under subdivision (b)(2) of this section may elect to remain in the employ of the municipality as a police officer subject to certain terms and conditions.

*/s/ R. Smith*