1	State of Arkansas  As Engrossed: H3/18/13  89th General Assembly  As Engrossed: H3/18/13	
2	89th General Assembly A B1II	
3	Regular Session, 2013 HOUSE BILL	1533
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5	By: Representative Kizzia	
6		
7	For An Act To Be Entitled	
8	AN ACT CONCERNING SALARIES FOR COUNTY AND MUNICIPAL	
9	EMPLOYEES; AND FOR OTHER PURPOSES.	
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11		
12	Subtitle	
13	CONCERNING SALARIES FOR COUNTY AND	
14	MUNICIPAL EMPLOYEES.	
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17	BE IT ENACTED BY THE GENERAL ASSEMBLY OF THE STATE OF ARKANSAS:	
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19	SECTION 1. Arkansas Code Title 14, Chapter 14, Subchapter 12, is	
20	amended to add an additional section to read as follows:	
21	14-14-1211. Monthly, bimonthly, biweekly, weekly, and hourly salari	<u>es</u>
22	for county employees.	
23	(a)(1)(A) Except for those counties that operate principally on a	
24	scholastic year, or on a part-time basis, or where salaries or personal	
25	services are specifically established for a period less than one (1) year,	
26	all salaries established by the General Assembly or the governing body of	
27	county shall be considered to be a maximum amount to be paid for a twelve-	<u>.</u>
28	month payroll period.	
29	(B) A greater amount than that established for the maxi	<u>_mum</u>
30	annual salary of any county official or employee shall not be paid to the	
31	employee during any twelve-month payroll period, nor shall more than one-	_
32	twelfth (1/12) of the annual salary be paid to an employee during a calend	<u>lar</u>
33	month unless otherwise authorized.	
34	(2) The limitations set out in this section may be converted	
35	biweekly or weekly increments of one-twenty-sixth (1/26) or one-fifty-second	<u>nd</u>
36	(1/52) of the maximum annual salary.	

1	(3) For complying with federal requirements, upon approval of
2	the county judge, the maximum annual salaries may be converted to hourly
3	rates of pay for positions established on the basis of twelve (12) months or
4	less if authorized by law.
5	(b) The remuneration paid to an employee of the county may exceed the
6	maximum annual salary as authorized by the General Assembly or governing body
7	of the county as follows, and the following shall not be construed as payment
8	for services or as salary as contemplated by Arkansas Constitution, Article
9	<u>16, § 4:</u>
10	(1) Overtime payments as authorized by law;
11	(2) Payment of a lump sum to a terminating employee, to include
12	<pre>lump sum payments of sick leave balances upon retirement as provided by law;</pre>
13	(3) Payment for overlapping pay periods at the end of a fiscal
14	year as defined or authorized by law;
15	(4) Payment for the biweekly twenty-seven (27) pay periods; and
16	(5) Payments for incentive, certificate, holiday, or working out
17	of classification.
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10	SECTION 2. Arkansas Code Title 14, Chapter 42, Subchapter 1, is
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20	amended to add an additional section to read as follows:
20	amended to add an additional section to read as follows:
20 21	amended to add an additional section to read as follows:  14-42-120. Monthly, bimonthly, biweekly, weekly, and hourly salaries
20 21 22	amended to add an additional section to read as follows:  14-42-120. Monthly, bimonthly, biweekly, weekly, and hourly salaries for municipal employees.
20 21 22 23	amended to add an additional section to read as follows:  14-42-120. Monthly, bimonthly, biweekly, weekly, and hourly salaries  for municipal employees.  (a)(1)(A) Except for those municipalities that operate principally on
20 21 22 23 24	amended to add an additional section to read as follows:  14-42-120. Monthly, bimonthly, biweekly, weekly, and hourly salaries  for municipal employees.  (a)(1)(A) Except for those municipalities that operate principally on a scholastic year, or on a part-time basis, or where salaries or personal
20 21 22 23 24 25	amended to add an additional section to read as follows:  14-42-120. Monthly, bimonthly, biweekly, weekly, and hourly salaries  for municipal employees.  (a)(1)(A) Except for those municipalities that operate principally on a scholastic year, or on a part-time basis, or where salaries or personal services are specifically established for a period less than one (1) year,
20 21 22 23 24 25 26	amended to add an additional section to read as follows:  14-42-120. Monthly, bimonthly, biweekly, weekly, and hourly salaries  for municipal employees.  (a)(1)(A) Except for those municipalities that operate principally on a scholastic year, or on a part-time basis, or where salaries or personal services are specifically established for a period less than one (1) year, all salaries established by the General Assembly or the governing body of the
20 21 22 23 24 25 26	amended to add an additional section to read as follows:  14-42-120. Monthly, bimonthly, biweekly, weekly, and hourly salaries  for municipal employees.  (a)(1)(A) Except for those municipalities that operate principally on a scholastic year, or on a part-time basis, or where salaries or personal services are specifically established for a period less than one (1) year, all salaries established by the General Assembly or the governing body of the municipality shall be considered to be a maximum amount to be paid for a
20 21 22 23 24 25 26 27	amended to add an additional section to read as follows:  14-42-120. Monthly, bimonthly, biweekly, weekly, and hourly salaries  for municipal employees.  (a)(1)(A) Except for those municipalities that operate principally on a scholastic year, or on a part-time basis, or where salaries or personal services are specifically established for a period less than one (1) year, all salaries established by the General Assembly or the governing body of the municipality shall be considered to be a maximum amount to be paid for a twelve-month payroll period.
20 21 22 23 24 25 26 27 28	amended to add an additional section to read as follows:  14-42-120. Monthly, bimonthly, biweekly, weekly, and hourly salaries  for municipal employees.  (a)(1)(A) Except for those municipalities that operate principally on a scholastic year, or on a part-time basis, or where salaries or personal services are specifically established for a period less than one (1) year, all salaries established by the General Assembly or the governing body of the municipality shall be considered to be a maximum amount to be paid for a twelve-month payroll period.  (B) A greater amount than that established for the maximum
20 21 22 23 24 25 26 27 28 29	amended to add an additional section to read as follows:  14-42-120. Monthly, bimonthly, biweekly, weekly, and hourly salaries for municipal employees.  (a)(1)(A) Except for those municipalities that operate principally on a scholastic year, or on a part-time basis, or where salaries or personal services are specifically established for a period less than one (1) year, all salaries established by the General Assembly or the governing body of the municipality shall be considered to be a maximum amount to be paid for a twelve-month payroll period.  (B) A greater amount than that established for the maximum annual salary of any municipal official or employee shall not be paid to the
20 21 22 23 24 25 26 27 28 29 30	amended to add an additional section to read as follows:  14-42-120. Monthly, bimonthly, biweekly, weekly, and hourly salaries  for municipal employees.  (a)(1)(A) Except for those municipalities that operate principally on a scholastic year, or on a part-time basis, or where salaries or personal services are specifically established for a period less than one (1) year, all salaries established by the General Assembly or the governing body of the municipality shall be considered to be a maximum amount to be paid for a twelve-month payroll period.  (B) A greater amount than that established for the maximum annual salary of any municipal official or employee shall not be paid to the employee during any twelve-month payroll period, nor shall more than one-
20 21 22 23 24 25 26 27 28 29 30 31	amended to add an additional section to read as follows:  14-42-120. Monthly, bimonthly, biweekly, weekly, and hourly salaries  for municipal employees.  (a)(1)(A) Except for those municipalities that operate principally on a scholastic year, or on a part-time basis, or where salaries or personal services are specifically established for a period less than one (1) year, all salaries established by the General Assembly or the governing body of the municipality shall be considered to be a maximum amount to be paid for a twelve-month payroll period.  (B) A greater amount than that established for the maximum annual salary of any municipal official or employee shall not be paid to the employee during any twelve-month payroll period, nor shall more than one- twelfth (1/12) of the annual salary be paid to an employee during a calendar
20 21 22 23 24 25 26 27 28 29 30 31 32	amended to add an additional section to read as follows:  14-42-120. Monthly, bimonthly, biweekly, weekly, and hourly salaries  for municipal employees.  (a)(1)(A) Except for those municipalities that operate principally on a scholastic year, or on a part-time basis, or where salaries or personal services are specifically established for a period less than one (1) year, all salaries established by the General Assembly or the governing body of the municipality shall be considered to be a maximum amount to be paid for a twelve-month payroll period.  (B) A greater amount than that established for the maximum annual salary of any municipal official or employee shall not be paid to the employee during any twelve-month payroll period, nor shall more than one- twelfth (1/12) of the annual salary be paid to an employee during a calendar month unless otherwise authorized.

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As Engrossed: H3/18/13 HB1533

1	(3) For complying with federal requirements, upon approval of
2	the clerk-recorder or treasurer of the municipality, the maximum annual
3	salaries may be converted to hourly rates of pay for positions established on
4	the basis of twelve (12) months or less if authorized by law.
5	(b) The remuneration paid to an employee of the municipality may
6	exceed the maximum annual salary as authorized by the General Assembly or
7	governing body of the municipality as follows, and the following shall not be
8	construed as payment for services or as salary as contemplated by Arkansas
9	Constitution, Article 16, § 4:
10	(1) Overtime payments as authorized by law;
11	(2) Payment of a lump sum to a terminating employee, to include
12	lump sum payments of sick leave balances upon retirement as provided by law;
13	(3) Payment for overlapping pay periods at the end of a fiscal
14	year as defined or authorized by law;
15	(4) Payment for the biweekly twenty-seven (27) pay periods; and
16	(5) Payments for incentive, certificate, holiday, or working out
17	of classification.
18	/s/Kizzia
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