

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.

Act 1280 of the Regular Session

1 State of Arkansas
2 87th General Assembly
3 Regular Session, 2009

As Engrossed: H4/3/09

A Bill

HOUSE BILL 1234

4
5 By: Representative J. Roebuck
6
7

8 **For An Act To Be Entitled**

9 AN ACT TO AMEND ARKANSAS CODE TITLE 24 TO
10 COORDINATE THE STATE-SUPPORTED RETIREMENT SYSTEMS
11 REGARDING CONCURRENT EMPLOYMENT TO BENEFIT THE
12 CONCURRENT EMPLOYEE; AND FOR OTHER PURPOSES.
13

14 **Subtitle**

15 AN ACT TO AMEND ARKANSAS CODE TITLE 24
16 TO COORDINATE THE STATE-SUPPORTED
17 RETIREMENT SYSTEMS REGARDING CONCURRENT
18 EMPLOYMENT TO BENEFIT THE CONCURRENT
19 EMPLOYEE; AND FOR OTHER PURPOSES.
20
21

22 BE IT ENACTED BY THE GENERAL ASSEMBLY OF THE STATE OF ARKANSAS:
23

24 SECTION 1. Arkansas Code Title 24, Chapter 1, Subchapter 1 is amended
25 to add an additional section to read as follows:

26 24-1-108. Effect of concurrent employment on a member's benefits –
27 Notice.

28 (a) The purpose of this section is to provide notice to an applicant
29 for concurrent employment in a public employee position that the concurrent
30 employment might affect the employee's retirement benefits and to allow the
31 employee and employer an opportunity to consider an alternative method of
32 employment that would allow an enhanced retirement benefit for the
33 prospective employee.

34 (b) If an applicant for concurrent employment in a public employee
35 position provides information to a prospective public employer that the



1 applicant is a current public employee and is enrolled as a member of a
2 reciprocal system, then the prospective employer shall notify the applicant
3 that it may be in the applicant's best interest to contact his or her current
4 retirement system regarding the legal status of retirement benefits that may
5 result if the applicant is employed by two (2) or more state-supported
6 retirement systems.

7 (c) The failure of a state-supported retirement system to notify a
8 prospective employee under this section does not create a legal obligation on
9 behalf of the state-supported retirement system or a legal right on behalf of
10 the prospective employee.

11
12
13
14
15 /s/ J. Roebuck

16
17 **APPROVED: 4/9/2009**
18
19
20
21
22
23
24
25
26
27
28
29
30
31
32
33
34
35
36