

1 State of Arkansas
2 92nd General Assembly
3 Regular Session, 2019
4

As Engrossed: H4/2/19

A Bill

SENATE BILL 240

5 By: Senator D. Wallace
6 By: Representative Warren
7

For An Act To Be Entitled

9 AN ACT CONCERNING THE REEMPLOYMENT OF CERTAIN RETIRED
10 MEMBERS OF THE ARKANSAS LOCAL POLICE AND FIRE
11 RETIREMENT SYSTEM; AND FOR OTHER PURPOSES.
12
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Subtitle

15 CONCERNING THE REEMPLOYMENT OF CERTAIN
16 RETIRED MEMBERS OF THE ARKANSAS LOCAL
17 POLICE AND FIRE RETIREMENT SYSTEM.
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20 BE IT ENACTED BY THE GENERAL ASSEMBLY OF THE STATE OF ARKANSAS:
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22 SECTION 1. Arkansas Code § 24-10-504, concerning forfeiture and
23 restoration under the Arkansas Local Police and Fire Retirement System, is
24 amended to add an additional subsection to read as follows:

25 (e)(1) Regardless of whether a retirant was a participant in the Local
26 Police and Fire Deferred Retirement Option Plan, a retirant may return to
27 employment after he or she retires if the retirant:

28 (A) Was a retirant for at least one hundred eighty (180)
29 days;

30 (B) In a manner prescribed by the system, waives his or
31 her right to any benefit accrual, including without limitation a benefit
32 provided under § 24-10-607; and

33 (C) Returns to a covered employer other than the covered
34 employer or covered employers from which he or she retired.

35 (2) A member contribution shall not be required during the
36 period of a retirant's reemployment under this section.



1 (3) An employer shall report to the system, in a manner
 2 prescribed by the system, that a retirant is an employee of the employer no
 3 later than ten (10) calendar days from the date on which the retirant returns
 4 to employment with the employer under this section.

5 (4)(A) The Board of Trustees of the Arkansas Local Police and
 6 Fire Retirement System shall charge an employer of a retirant who returns to
 7 employment under this section an employer contribution.

8 (B) An employer shall remit to the system, in a time and
 9 manner prescribed by the system, the employer contribution charged to the
 10 employer by the board.

11 (C) The board may assess penalties according to its rules
 12 against an employer who fails to comply with the reporting requirements
 13 described in subdivision (e)(3) of this section.

14 (5) The employer contributions and applicable penalties charged
 15 or assessed under this section shall not be eligible for participation in
 16 funding with or the receipt of premium tax revenues provided under § 24-11-
 17 214.

18 (6) This subsection does not apply to a retirant who retires
 19 under the provisions of § 24-10-607.

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 21 *SECTION 2. DO NOT CODIFY. Effective date.*
 22 *This act is effective on January 1, 2020.*

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 24 *SECTION 3. DO NOT CODIFY. Applicability.*
 25 *This act applies to a member of the Arkansas Local Police and Fire*
 26 *Retirement System who on or after January 1, 2020:*

27 (1) Elects to participate in the Local Police and Fire Deferred
 28 Retirement Option Plan;

29 (2) Retires from the system as a participant in the Local Police
 30 and Fire Deferred Retirement Option Plan; or

31 (3) Retires from the system.

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33 /s/D. Wallace

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35 **APPROVED: 4/15/19**

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