

ARKANSAS SENATE
89th General Assembly - Regular Session, 2013
Amendment Form

Subtitle of Senate Bill No. 146

TO AMEND PROVISIONS OF TITLE 24 OF THE ARKANSAS CODE CONCERNING THE ARKANSAS
TEACHER RETIREMENT SYSTEM ACT.

Amendment No. 1 to Senate Bill No. 146

Amend Senate Bill No. 146 as originally introduced:

Add Representative Gossage as a cosponsor of the bill

AND

Page 1, delete lines 8-10 and substitute:

"AN ACT CONCERNING THE PARTICIPATION OF SCHOOL RESOURCE OFFICERS INDIRECTLY PAID BY A SYSTEM EMPLOYER IN THE ARKANSAS TEACHER RETIREMENT SYSTEM; AND FOR OTHER PURPOSES."

AND

Page 1, delete lines 14-16 and substitute:

"CONCERNING THE PARTICIPATION OF SCHOOL RESOURCE OFFICERS INDIRECTLY PAID BY A SYSTEM EMPLOYER IN THE ARKANSAS TEACHER RETIREMENT SYSTEM."

AND

Page 1, delete SECTION 1. of the bill in its entirety and substitute:

" SECTION 1. Arkansas Code § 24-7-501(a), concerning membership in the Arkansas Teacher Retirement System,, is amended to add an additional subdivision to read as follows:

"(3)(A) School resource officers who are qualified under this subdivision and elect to participate in the system on or after July 1, 2013.

(B) To participate in the system, a school resource officer shall be:

(i) An Arkansas certified law enforcement officer;

and

(ii) Employed primarily to provide services at a system employer.

(C) A school resource officer shall not receive retirement credit for the same service or salary in another public retirement system in



Arkansas.

(D)(i) A system employer may authorize a school resource officer who is indirectly paid by the system employer to participate as a member of the system by adopting a resolution.

(ii) A resolution adopted by the system employer shall:

(a) Authorize a school resource officer employed by the system employer to participate as a member of the system; and

(b) State the employer's agreement to act as the system employer for the purpose of reporting service, paying contributions to the system on behalf of a school resource officer, and performing all member services as if the school resource officer were directly employed by the system employer.

(iii) A school resource officer paid indirectly by a system employer is not eligible to participate as a system member unless the system employer explicitly authorizes such participation by resolution.

(E)(i) The salary and service used to determine contributions and benefits in the system shall be based on the salary paid to the school resource officer for performing the services of a school resource officer for the system employer.

(ii) If an employer reimburses another public entity for the payment of the school resource officer's salary and salary related costs, the employer receiving the employment services of the school resource officer shall be the system employer for the purpose of system participation and not the direct public employer.

(iii) If a system employer pays all or part of a school resource officer's salary indirectly by reimbursing a law enforcement agency in Arkansas, the system shall treat all salary indirectly paid by the system employer to the school resource officer as if it had been paid by the system employer directly.

(F) If a school resource officer becomes a member of the system and his or her salary is paid indirectly by a system employer, then the only contribution due on the salary shall be the employer contribution payable to the system.

(G) Service as a school resource officer rendered before July 1, 2013, shall not be purchased."

The Amendment was read the first time, rules suspended and read the second time and _____

By: Senator J. Key

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Secretary