

1 State of Arkansas  
2 94th General Assembly  
3 Regular Session, 2023  
4

# A Bill

HOUSE BILL 1690

5 By: Representative Beaty Jr.  
6 By: Senator Gilmore  
7

## For An Act To Be Entitled

9 AN ACT TO AMEND THE LAW REGARDING RETURN TO SERVICE  
10 BY ESSENTIAL SEASONAL STAFF MEMBERS OF THE DEPARTMENT  
11 OF AGRICULTURE; AND FOR OTHER PURPOSES.  
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## Subtitle

14 TO AMEND THE LAW REGARDING RETURN TO  
15 SERVICE BY ESSENTIAL SEASONAL STAFF  
16 MEMBERS OF THE DEPARTMENT OF AGRICULTURE.  
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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 § 24-4-520(b)(1)(A)(ii), concerning return to  
23 employment in a position covered under the Arkansas Public Employees'  
24 Retirement System, is amended to read as follows:

25 (ii)(a) Subdivision (b)(1)(A)(i) of this section  
26 does not apply to a member of the system who returns to temporary employment  
27 with the House of Representatives, the Senate, the Bureau of Legislative  
28 Research, Arkansas Legislative Audit, or the Arkansas Code Revision  
29 Commission during a regular session, fiscal session, or special session in a  
30 session-only position requiring specialized institutional knowledge and  
31 experience; or

32 (b) An essential seasonal staff member as  
33 defined under § 24-4-804(c)(2)(B); or  
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35 SECTION 2. Arkansas Code § 24-4-804(c)(2)(A), concerning exceptions to  
36 the prohibition of reemployment with a system under the Arkansas Public



1 Employees' Retirement System after a member ceases to participate in the  
2 system's Deferred Retirement Option Plan, is amended to read as follows:

3 (2)(A)(i) This section does not apply to a member who ~~was:~~

4 (a) Was an employee of the Arkansas Forestry  
5 Commission, the Arkansas Livestock and Poultry Commission, or the State Plant  
6 Board, ~~and who is;~~

7 (b) Is a participant in the Arkansas Public  
8 Employees' Retirement System Deferred Retirement Option Plan; and ~~who may be~~  
9 ~~eligible for reemployment after satisfying the separation requirements of §~~  
10 ~~24-4-520(b) as~~

11 (c) Is an essential seasonal staff member with  
12 the Arkansas Forestry Commission, the Arkansas Livestock and Poultry  
13 Commission, or the State Plant Board.

14 (ii) This section does not apply to a member who  
15 ~~was:~~

16 (a) Was an employee of the Department of  
17 Agriculture ~~on or after July 1, 2019, and who is;~~

18 (b) Is a participant in the Arkansas Public  
19 Employees' Retirement System Deferred Retirement Option Plan ~~who may be~~  
20 ~~eligible for reemployment after satisfying the separation requirements of §~~  
21 ~~24-4-520(b) as; and~~

22 (c) Is an essential seasonal staff member with  
23 the department.

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26 **APPROVED: 4/10/23**  
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