

Hall of the House of Representatives
86th General Assembly - Regular Session, 2007
Amendment Form

Subtitle of House Bill No. 1098

"CONCERNING THE ARKANSAS LOCAL POLICE AND FIRE RETIREMENT SYSTEM TO
CHANGE THE UNIFORMED CONTRIBUTION RATE FOR VOLUNTEER LOCATIONS
AND TO CHANGE THE AMOUNT OF PRIOR SERVICE RECOGNIZED FOR NEW
VOLUNTEER DEPARTMENTS."

Amendment No. 2 to House Bill No. 1098.

Amend House Bill No. 1098 as engrossed, H2/21/07 (version: 02-21-2007 08:47):

Page 3, delete line 30, and substitute the following:

"objectives of the system under this subchapter.

SECTION 2. Arkansas Code § 24-10-501 is amended to read as follows:
24-10-501. Paid and volunteer service.

(a)(1) The Board of Trustees of the Arkansas Local Police and Fire Retirement System shall fix and determine by rules and regulations the number of years and months of paid service to be credited to each member for his or her employment as an employee.

(2) In no case shall one (1) month of paid service credit be credited for any one (1) calendar month after the operative date for which an employee's pay is less than the minimum amount specified in this chapter, nor shall more than one (1) year of service be credited to any member for all covered employment rendered by him or her in any one (1) calendar year, unless the service credit is volunteer service credited under another employer as provided for in subsection (b) of this section.

(b)(1) Each employer shall regularly report to the board the calendar months of covered employment by each of its members that the employer wishes to be credited to the member as volunteer service.

(2) The board shall credit the member with the volunteer service, but in no case shall one (1) month of volunteer service be credited for any one (1) calendar month for which a month of paid service can be granted by the same employer, nor shall more than one (1) year of service be credited for all covered employment rendered by him or her in any one (1) calendar year with the same employer.

(3) Beginning January 1, 1999, the board may credit a member both with volunteer service and with paid service when the member earns the service credit simultaneously under different employers, except that he or



she shall be limited to earning volunteer service with only one (1) covered employer at a time.

~~(c)(1) Except for an employer covering volunteer service for future employment credit under subdivision (c)(3) of this section, not~~ Not later than one (1) year from and after the date an employer covers its employees and before the retirement of a member included in the employees so covered, the employer shall certify to the board the periods of prior employment of each of its members to be considered for credit as paid service and for credit as volunteer service.

(2) Beginning January 1, 2008, employers shall be limited to recognizing a maximum of four (4) years of prior volunteer service credit.

~~(2)(3) No prior employment~~ service shall be ~~so~~ certified under this subsection by an employer for any member unless he or she was employed by the employer within the one-year period immediately preceding the date an employer covers its employees and unless he or she is continuously employed by the employer:

- (A) From and after that date for one (1) year;
- (B) Until his or her death; or
- (C) Until his or her total and permanent disability,

whichever is earliest.

~~(3)(A) Beginning January 1, 2004, at the option of an employer covering volunteer service only, the employer may cover its employees under the system with service credit from the effective date of the coverage forward into the future with service credit from and after the effective date of coverage.~~

~~(B) An employee of an employer choosing coverage under this subdivision (c)(3) shall receive credited service for employment rendered from and after the effective date of coverage and shall receive no service credit for periods of prior employment or prior volunteer service.~~

~~(C) An employer choosing coverage under this subdivision (c)(3) is not responsible for contributions to pay for periods of a member's prior employment or prior volunteer service.~~

~~(D) An employer may choose to include an equal proportion of each employee's prior service in a portion that is twenty five percent (25%), fifty percent (50%), or seventy five percent (75%) of the prior service.~~

~~(E) If an employer elects to include a portion of prior service, the employer shall be responsible to pay for that portion.~~

~~(F) Each employee shall receive the same percentage of service prior to coverage as credited service.~~

(d) Anything contained herein to the contrary notwithstanding, not later than June 30, 1995, an employer with employees who were not accruing service credit because of the age-related limitation on credited service in subsections (a) and (b) of this section in existence prior to July 28, 1995, and who are or would accrue service credit without such limitations on credited service, shall certify to the board the period or periods of previous employment of each such employee to be considered for credited service, and such previous employment shall be considered for credited service, provided the employee pays to the Arkansas Local Police and Fire Retirement System by December 31, 1995, the total member contributions he or she would have contributed to the system had such an age-related limitation not been in effect."

AND

Page 3, line 32, delete "SECTION 2." and substitute "SECTION 3."

The Amendment was read _____

By: Representative Harris

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Chief Clerk