

Hall of the House of Representatives

91st General Assembly - Regular Session, 2017

Amendment Form

Subtitle of House Bill No. 2008

TO AMEND THE LAW CONCERNING RESTRICTIONS ON PUBLIC EMPLOYMENT; AND TO AMEND
THE LAW CONCERNING CONSTITUTIONAL OFFICERS.

Amendment No. 2 to House Bill No. 2008

Amend House Bill No. 2008 as engrossed, H3/14/17 (version: 03/14/2017 3:21:45 PM):

Delete everything after the enacting clause and substitute the following:

"SECTION 1. Arkansas Code § 21-1-402(a), concerning restrictions on other employment, is amended to read as follows:

(a)(1) Subject to any restriction or condition prescribed by the Arkansas Constitution and except as provided under ~~subdivision~~ subdivisions (a)(2) and (3) of this section, and unless the person resigns ~~prior to~~ before entering into the employment, ~~no~~ a person elected to a constitutional office, after being elected to the constitutional office and during the term for which elected, ~~may~~ shall not enter into employment with:

(A) Any state agency;

(B) Any public school district of this state in a noncertified position;

(C) Any vocational education school funded by the state;

or

(D) Any education service cooperative.

(2)(A) A constitutional officer who was employed by a state agency, a public school district of this state in a licensed or nonlicensed position, a state-supported vocational education school, an education service cooperative, or a state-supported college or university and who receives the prior approval of the Joint Budget Committee during a legislative session or the Legislative Council between legislative sessions, and the Governor, may:

(i) Transfer employment to or become reemployed by another state agency, public school district of this state, state-supported vocational education school, an educational service cooperative, or a state-supported college or university;

(ii) Change positions under his or her current employer; or

(iii) Upon retirement from a state agency, public school district of this state, state-supported vocational education school, an education service cooperative, or a state-supported college or university, enter into part-time or temporary employment with a state agency, public school district of this state, state-supported vocational education school,



an educational service cooperative, or a state-supported college or university.

(B) Employment under this subdivision (a)(2) shall not be approved if the employment will violate §§ 19-11-701 – 19-11-709.

(3) If a constitutional officer is credentialed or certified as a tutor, teacher, professor, or adjunct professor, he or she is not prohibited from employment as a tutor, teacher, professor, or adjunct professor with a public school district, educational service cooperative, state-supported vocational education school, or state-supported college or university in this state.

~~(3)~~(4) Subject to any restriction or condition prescribed by the Arkansas Constitution, any constitutional officer who was employed by a state agency prior to being elected a constitutional officer may continue the employment, but the employment shall not thereafter be reclassified unless it is the result of a general reclassification affecting all positions of the class and grade equally, nor shall the constitutional officer receive any pay increase for that employment other than the cost-of-living increases authorized by the General Assembly without the prior approval of the Joint Budget Committee during a legislative session, the Legislative Council between legislative sessions, and the Governor."

The Amendment was read _____

By: Representative Sturch

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Chief Clerk