

INTERIM STUDY PROPOSAL 2009-192

1 State of Arkansas
2 87th General Assembly
3 Fiscal Session, 2010

A Bill

MMC/MMC
HOUSE BILL

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5
6 By: Representative Kerr

7
8 Filed with: Arkansas Legislative Council
9 pursuant to A.C.A. §10-3-217.

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11 **For An Act To Be Entitled**

12 AN ACT TO DEFINE "TERMINATE" AS THAT TERM APPLIES
13 TO ELIGIBILITY FOR RETIREMENT UNDER THE ARKANSAS
14 PUBLIC EMPLOYEES' RETIREMENT SYSTEM; AND FOR
15 OTHER PURPOSES.

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17 **Subtitle**

18 TO DEFINE TERMINATE AS THAT TERM APPLIES
19 TO ELIGIBILITY FOR RETIREMENT UNDER THE
20 ARKANSAS PUBLIC EMPLOYEES' RETIREMENT
21 SYSTEM.

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24 BE IT ENACTED BY THE GENERAL ASSEMBLY OF THE STATE OF ARKANSAS:

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26 SECTION 1. Arkansas Code § 24-4-520, concerning termination
27 requirements for retirement, is amended to add a new subsection to read as
28 follows:

29 (e)(1) As used in this section, "terminate" means that:

30 (A) The member's employment has ended;

31 (B) A complete severance of the employer-employee
32 relationship has occurred; and

33 (C) The member has ceased performing any services for the
34 employer.

35 (2) If the member is an elected public official, "terminate" as
36 used in this section means that:

1 (A) The member has resigned, been removed, or otherwise no
2 longer holds the elected position;

3 (B) A complete severance from the elected position has
4 occurred; and

5 (B) The member has ceased performing any services in his
6 or her elected position.

7 (3) Taking a leave of absence or performing job duties or
8 services without remuneration does not qualify as a termination of the
9 employment.

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Filed Date: 10/14/2009 By: MMC\JLL