

INTERIM STUDY PROPOSAL 2009-192

State of Arkansas

87th General Assembly

Fiscal Session, 2010

A Bill

MMC/MMC

HOUSE BILL

By: Representative Kerr

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

For An Act To Be Entitled

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

Subtitle

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

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

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

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

(A) The member's employment has ended;

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

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

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

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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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