

1 State of Arkansas
2 80th General Assembly
3 Regular Session, 1995
4 By: Senator Bookout

A Bill

SENATE BILL 361

For An Act To Be Entitled

8 "AN ACT TO AMEND ARKANSAS CODE 24-4-301 TO AUTHORIZE STATE
9 EMPLOYEES TO ELECT NOT TO PARTICIPATE IN THE PUBLIC
10 EMPLOYEES_ RETIREMENT SYSTEM; AND FOR OTHER PURPOSES."

Subtitle

13 "TO AMEND ARKANSAS CODE 24-4-301 TO
14 AUTHORIZE STATE EMPLOYEES TO ELECT NOT
15 TO PARTICIPATE IN THE PUBLIC EMPLOYEES_
16 RETIREMENT SYSTEM."

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

20 SECTION 1. Arkansas Code 24-4-301(a)(1) is amended to read as follows:

21 "(a)(1) Except as set forth in this subsection, all state employees,
22 as defined in § 24-4-101(7)-(11), shall become members of the system as a
23 condition of employment. Any state employee may choose not to participate in
24 the system or cease to participate in the system by providing written notice
25 to the employer of the employee_s desire not to participate in the system or
26 to cease participation in the system. The employer shall transmit the notice
27 to the Public Employees_ Retirement System."

29 SECTION 2. All provisions of this act of a general and permanent
30 nature are amendatory to the Arkansas Code of 1987 Annotated and the Arkansas
31 Code Revision Commission shall incorporate the same in the Code.

33 SECTION 3. If any provision of this act or the application thereof to
34 any person or circumstance is held invalid, such invalidity shall not affect
35 other provisions or applications of the act which can be given effect without

1 the invalid provision or application, and to this end the provisions of this
2 act are declared to be severable.

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4 SECTION 4. All laws and parts of laws in conflict with this act are
5 hereby repealed.

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7 SECTION 5. EMERGENCY. It is hereby found and determined by the
8 General Assembly that it is to the detriment of some state employees to
9 participate in the Public Employees_ Retirement System; that in such instance
10 the employee should be authorized to not participate; and that this act so
11 provides and should go into effect immediately in order to remove the burden
12 on those affected state employees. Therefore, an emergency is hereby
13 declared to exist and this act being necessary for the immediate preservation
14 of the public peace, health and safety shall be in full force and effect from
15 and after its passage and approval.

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