

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

A Bill

SENATE BILL 454

For An Act To Be Entitled

8 "AN ACT TO AMEND ARKANSAS CODE § 24-4-101 TO PERMIT
9 ELECTED COUNTY SHERIFFS TO BE MEMBERS OR RETIRANTS OF THE
10 STATE POLICE RETIREMENT SYSTEM AND TO ACCUMULATE CREDITED
11 SERVICE IN THE PUBLIC EMPLOYEES RETIREMENT SYSTEM; AND FOR
12 OTHER PURPOSES."

Subtitle

15 "TO PERMIT ELECTED COUNTY SHERIFFS WHO
16 ARE RETIRANTS IN THE STATE POLICE
17 RETIREMENT SYSTEM TO ACCUMULATE CREDITED
18 SERVICE IN THE PUBLIC EMPLOYEES
19 RETIREMENT SYSTEM."

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

22
23 SECTION 1. Arkansas Code § 24-4-101(7)(B) is amended to read as
24 follows:

25 "(B) Excepting members of the General Assembly, those persons eligible
26 for, or receiving benefits from, a local firemen's or policemen's pension
27 fund, those persons eligible for or participating in a local firemen's
28 pension fund because of their status as volunteer fire fighters and those
29 persons eligible for, or receiving benefits from the Arkansas State Police
30 Retirement System who have been elected to the office of county sheriff, a
31 local firemen's or policemen's pension fund, the term employees shall not
32 include persons who are members of, or who are eligible for benefits under or
33 membership in, any other retirement system, excepting federal Social
34 Security, which retirement system is supported by state funds or is
35 authorized by the laws of the state. In addition, the term employees

1 specifically shall not include the following:

2 (i) Persons in the employ of the Department of Arkansas State
3 Police who are members of, or who are eligible for benefits under or
4 membership in, the Arkansas State Police Retirement System, except as
5 otherwise provided by law or those persons elected to the office of county
6 sheriff;

7 (ii) Persons in the employ of the State Department of Education
8 or the Arkansas Teacher Retirement System, except as otherwise provided by
9 law;

10 (iii) Persons in the employ of the University of Arkansas or any
11 other state-supported institution of higher learning, except as otherwise
12 provided by law;

13 (iv) Justices of the Supreme Court, judges of circuit courts, or
14 judges of chancery courts;

15 (v) Persons in the employ of the General Assembly who are
16 employed on less than a full-time regular annual salary basis, except that
17 any person who has served or who shall serve during at least six (6)
18 legislative sessions as Chief Clerk of the House of Representatives, and who
19 has served in the employ of the General Assembly during at least twelve (12)
20 previous legislative sessions, shall be eligible to receive credited service
21 in the Arkansas Public Employees' Retirement System for any period of
22 employment with the General Assembly since July 1, 1957, but only if the
23 employee is, or was, an active member of the system with at least ten (10)
24 years of credited service and only if the employee pays, or causes to be
25 paid, all employee and employer contributions that would have been paid had
26 he been a member of the system during those periods of time;

27 (vi) Persons who are in the employ of the Arkansas State Highway
28 and Transportation Department;

29 (vii) Persons employed with the intent of working fewer than
30 ninety (90) calendar days;

31 (viii) Persons employed in the state penitentiary, who are
32 members of, or who are eligible for benefits under, a state retirement system
33 or plan;

34 (ix) Persons who are first employed or those who are reemployed
35 as participants on or after July 1, 1979, under the Comprehensive Employment

1 and Training Act (CETA); however, those persons participating in the program
2 prior to July 1, 1979, shall continue to be members of the system while
3 employed by a participating public employer."
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5 SECTION 2. All provisions of this act of general and permanent nature
6 are amendatory to the Arkansas Code of 1987 Annotated and the Arkansas Code
7 Revision Commission shall incorporate the same in the Code.
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9 SECTION 3. If any provisions of this act or the application thereof to
10 any person or circumstance is held invalid, the invalidity shall not affect
11 other provisions or applications of the act which can be given effect without
12 the invalid provisions or application, and to this end the provisions of this
13 act are declared to be severable.
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15 SECTION 4. All laws and parts of laws in conflict with this act are
16 hereby repealed.

17 */s/Todd*
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