

Stricken language would be deleted from and underlined language would be added to law as it existed prior to the 82nd General Assembly.

1 State of Arkansas
2 82nd General Assembly
3 Regular Session, 1999
4

As Engrossed: S2/3/99 S2/16/99 S2/25/99

A Bill

SENATE BILL 115

5 By: Senator Hopkins
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For An Act To Be Entitled

9 "AN ACT CONCERNING CREDITED SERVICE IN ARKANSAS PUBLIC
10 EMPLOYEES' RETIREMENT SYSTEM FOR CERTAIN NONUNIFORMED
11 MUNICIPAL EMPLOYEES; AND FOR OTHER PURPOSES. "

Subtitle

14 "AN ACT CONCERNING CREDITED SERVICE IN
15 ARKANSAS PUBLIC EMPLOYEES' RETIREMENT
16 SYSTEM FOR CERTAIN NONUNIFORMED
17 MUNICIPAL EMPLOYEES. "

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20 BE IT ENACTED BY THE GENERAL ASSEMBLY OF THE STATE OF ARKANSAS:
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22 SECTION 1. (a)(1)(A) A person who on December 31, 1998 was a
23 nonuniformed employee of a municipality that participates in the Arkansas
24 Public Employees Retirement System or a former nonuniformed employee of a
25 municipality that participates in the Arkansas Public Employees Retirement
26 System who was an active member of Arkansas Public Employees Retirement System
27 on December 31, 1998 may waive all rights to receive benefits under Arkansas
28 Code 24-12-101 through 24-12-130 and apply for and receive current service
29 credit in the Arkansas Public Employees' Retirement System for service
30 rendered as a paid nonuniformed employee of the municipality.

31 (B) A former nonuniformed employee of a municipality or
32 municipalities who had at least six (6) years of service as a nonuniformed
33 employee; ten (10) years of service as member of Arkansas Public Employees
34 Retirement System or a reciprocal system as defined by Arkansas Code 24-2-401;
35 and is in a position of policymaking authority for a state agency may waive
36 all rights to receive benefits for the service under any retirement plan and

1 apply for and receive current service credit in the Arkansas Public Employees'
2 Retirement System for service rendered as a paid nonuniformed employee of the
3 municipality or municipalities.

4 (C) A former nonuniformed employee whose employment was with
5 a municipality not participating in the Arkansas Public Employees Retirement
6 System, and whose employment accrued before January 1, 1970 and who was an
7 active member of Arkansas Public Employees Retirement System or a reciprocal
8 system as defined by Arkansas Code 24-2-401 on December 31, 1998, may waive
9 all rights to receive benefits under Arkansas Code 24-12-101 through 24-12-130
10 and apply for and receive current service credit in the Arkansas Public
11 Employees' Retirement System for service rendered as a paid nonuniformed
12 employee of the municipality.

13 (2) The waiver must be filed with the Arkansas Public Employees'
14 Retirement System and with the governing body of the municipality."

15 (b) The current or former paid nonuniformed employee shall receive
16 credit only if the employee or the municipality pays, or causes to be paid, to
17 the Arkansas Public Employees' Retirement System Fund all necessary employee
18 contributions at the rate and on the compensation that would have been paid
19 had the employee been a member during that time, all employer contributions
20 based on the employer normal cost from the most recently completed regular
21 annual actuarial valuation and the compensation that would have been paid had
22 he been a member during that time, and regular interest on the employee and
23 employer contributions computed from the date the service was rendered to the
24 date the payment is received by the Arkansas Public Employees' Retirement
25 System.

26 (c) The employer's contributions and employees' contributions, if
27 applicable, shall be transmitted to the Arkansas Public Employees' Retirement
28 System in the form and manner, together with the supporting data, as the Board
29 of Trustees of the Arkansas Public Employees' Retirement System shall
30 prescribe from time to time.

31 (d) The governing body of the municipality may pay the employer
32 contributions and employee contributions, if applicable, on behalf of the
33 employee for services rendered.

34 (e) "Paid nonuniformed employee" has the same meaning as provided by
35 Arkansas Code 24-12-101.

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