## Stricken language would be deleted from and underlined language would be added to the law as it existed prior to this session of the General Assembly.

1	State of Arkansas	As Engrossed: S1/27/09 S1/27/09 S2/18/09 S3/2/	/09	
2	87th General Assembly A B1II			
3	Regular Session, 2009 SENATE BILL 1			
4				
5	By: Senator Faris			
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7				
8	For An Act To Be Entitled			
9	AN ACT TO INCREASE THE AMOUNT OF TIME A MEMBER OF			
10	THE ARKANSAS PUBLIC EMPLOYEES' RETIREMENT SYSTEM			
11	MUST TERMINATE EMPLOYMENT IN ORDER TO QUALIFY FOR			
12	RETIREMENT BENEFITS; AND FOR OTHER PURPOSES.			
13				
14	Subtitle			
15	TO INCREASE THE AMOUNT OF TIME A MEMBER			
16	OF T	THE ARKANSAS PUBLIC EMPLOYEES'		
17	RETIREMENT SYSTEM MUST TERMINATE			
18	EMPLOYMENT IN ORDER TO QUALIFY FOR			
19	RETI	REMENT BENEFITS.		
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21				
22	BE IT ENACTED BY THE	GENERAL ASSEMBLY OF THE STATE OF A	RKANSAS:	
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24	SECTION 1. Arkansas Code § 24-4-520(b), concerning a member's			
25	termination from employment for retirement purposes under the Arkansas Public			
26	Employees' Retirement System, is amended to read as follows:			
27	$(b)$ $\underline{(1)}$ A member shall not be terminated from employment for retirement			
28	purposes if the person:			
29	$\frac{(1)}{(A)}$ Returns to employment in a position covered under the			
30	system within <del>thirty (30)</del> one hundred eighty (180) days of the person's			
31	effective date of retirement; or			
32	(2)(B) Is a member with service credit under § 24-4-521 at a			
33	rate of two (2) or mo	rate of two (2) or more years of credited service for each year of actual		
34	service and the person returns to employment in a position covered under the			
35	system within <del>ninety</del>	system within $\frac{1}{1}$ one hundred eighty (180) days of the person's		
36	effective date of retirement.			

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1	(2) A member participating in the Arkansas Public Employees' Retirement		
2	System Deferred Retirement Option Plan on January 1, 2009, shall have the		
3	one-hundred eighty-day separation requirement waived and may return to		
4	employment otherwise covered by the Arkansas Public Employees Retirement		
5	System no sooner than thirty (30) calendar days from the commencement of his		
6	or her retirement.		
7	(3) A member who has retired and commenced receiving benefits in any		
8	month between January 2009 and June 2009, inclusive, shall have the one-		
9	hundred eighty-day separation requirement waived and may return to employmen		
10	otherwise covered by the Arkansas Public Employees' Retirement System no		
11	sooner than thirty (30) calendar days from the commencement of his or her		
12	retirement.		
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15	SECTION 2. EMERGENCY CLAUSE. It is found and determined by the		
16	General Assembly of the State of Arkansas that the country is in a recession,		
17	that the state retirement systems have suffered from the failing economy,		
18	that increasing the time period that a member must be terminated from		
19	employment in order not to rescind his or her retirement benefits will		
20	benefit the Arkansas Public Employees' Retirement System, and that it is		
21	considered sound public policy to increase this time period. Therefore, an		
22	emergency is declared to exist and this act being necessary for the		
23	preservation of the public peace, health, and safety shall become effective		
24	on July 1, 2009.		
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26	/s/ Faris		
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