

1 State of Arkansas
2 88th General Assembly
3 Regular Session, 2011

A Bill

SENATE BILL 272

4
5 By: Senator Elliott

For An Act To Be Entitled

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8 AN ACT TO PROHIBIT THE USE OF FLUCTUATING WORKWEEK
9 CALCULATIONS FOR PUBLIC SAFETY EMPLOYEES OF POLITICAL
10 SUBDIVISIONS OF THE STATE; AND FOR OTHER PURPOSES.

Subtitle

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14 AN ACT TO PROHIBIT THE USE OF FLUCTUATING
15 WORKWEEK CALCULATIONS FOR PUBLIC SAFETY
16 EMPLOYEES OF POLITICAL SUBDIVISIONS OF
17 THE STATE.

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

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22 SECTION 1. Arkansas Code Title 11, Chapter 4, Subchapter 2 is amended
23 to add an additional section to read as follows:

24 11-4-221. Fluctuating workweek.

25 (a) As used in this section, "public safety employee" means:

26 (1) Law enforcement personnel;

27 (2) Fire department personnel;

28 (3) Public safety personnel; and

29 (4) Emergency medical services personnel.

30 (b) A political subdivision of the state shall not calculate an
31 overtime rate of compensation for a public safety employee by the fluctuating
32 workweek method of overtime payment under 29 C.F.R. § 778.114.

