

State of Arkansas
92nd General Assembly
Regular Session, 2019

As Engrossed: H4/2/19
A Bill

SENATE BILL 240

By: Senator D. Wallace
By: Representative Warren

For An Act To Be Entitled

AN ACT CONCERNING THE REEMPLOYMENT OF CERTAIN RETIRED MEMBERS OF THE ARKANSAS LOCAL POLICE AND FIRE RETIREMENT SYSTEM; AND FOR OTHER PURPOSES.

Subtitle

CONCERNING THE REEMPLOYMENT OF CERTAIN RETIRED MEMBERS OF THE ARKANSAS LOCAL POLICE AND FIRE RETIREMENT SYSTEM.

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

SECTION 1. Arkansas Code § 24-10-504, concerning forfeiture and restoration under the Arkansas Local Police and Fire Retirement System, is amended to add an additional subsection to read as follows:

(e)(1) Regardless of whether a retirant was a participant in the Local Police and Fire Deferred Retirement Option Plan, a retirant may return to employment after he or she retires if the retirant:

(A) Was a retirant for at least one hundred eighty (180) days;

(B) In a manner prescribed by the system, waives his or her right to any benefit accrual, including without limitation a benefit provided under § 24-10-607; and

(C) Returns to a covered employer other than the covered employer or covered employers from which he or she retired.

(2) A member contribution shall not be required during the period of a retirant's reemployment under this section.



(3) An employer shall report to the system, in a manner prescribed by the system, that a retirant is an employee of the employer no later than ten (10) calendar days from the date on which the retirant returns to employment with the employer under this section.

(4)(A) The Board of Trustees of the Arkansas Local Police and Fire Retirement System shall charge an employer of a retirant who returns to employment under this section an employer contribution.

(B) An employer shall remit to the system, in a time and manner prescribed by the system, the employer contribution charged to the employer by the board.

(C) The board may assess penalties according to its rules against an employer who fails to comply with the reporting requirements described in subdivision (e)(3) of this section.

(5) The employer contributions and applicable penalties charged or assessed under this section shall not be eligible for participation in funding with or the receipt of premium tax revenues provided under § 24-11-214.

(6) This subsection does not apply to a retirant who retires under the provisions of § 24-10-607.

SECTION 2. DO NOT CODIFY. Effective date.

This act is effective on January 1, 2020.

SECTION 3. DO NOT CODIFY. Applicability.

This act applies to a member of the Arkansas Local Police and Fire Retirement System who on or after January 1, 2020:

(1) Elects to participate in the Local Police and Fire Deferred Retirement Option Plan;

(2) Retires from the system as a participant in the Local Police and Fire Deferred Retirement Option Plan; or

(3) Retires from the system.

/s/D. Wallace

APPROVED: 4/15/19