

Stricken language would be deleted from and underlined language would be added to present law.

State of Arkansas
91st General Assembly
Regular Session, 2017

As Engrossed: H1/31/17
A Bill

HOUSE BILL 1187

By: Representative Bragg
By: Senator T. Garner

For An Act To Be Entitled

AN ACT TO CREATE AN EXCEPTION FOR ESSENTIAL SEASONAL STAFF OF THE ARKANSAS FORESTRY COMMISSION, THE ARKANSAS LIVESTOCK AND POULTRY COMMISSION, OR THE STATE PLANT BOARD WHO ARE PARTICIPANTS IN THE ARKANSAS PUBLIC EMPLOYEES' RETIREMENT SYSTEM DEFERRED RETIREMENT OPTION PLAN; AND FOR OTHER PURPOSES.

Subtitle

TO CREATE AN EXCEPTION FOR CERTAIN ESSENTIAL SEASONAL STAFF WHO ARE PARTICIPANTS IN THE ARKANSAS PUBLIC EMPLOYEES' RETIREMENT SYSTEM DEFERRED RETIREMENT OPTION PLAN.

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

SECTION 1. Arkansas Code § 24-4-804(c), concerning cessation of participation, is amended to read as follows:

(c)(1) When a member's participation in the Arkansas Public Employees' Retirement System Deferred Retirement Option Plan ceases, that member is not eligible for employment in any position covered by the plans identified in § 24-2-401(3), except as provided for in § 24-4-520.

(2)(A) This section does not apply to a member who was an employee of the Arkansas Forestry Commission, the Arkansas Livestock and Poultry Commission, or the State Plant Board, and who is a participant in the Arkansas Public Employees' Retirement System Deferred Retirement Option Plan



who may be eligible for reemployment after satisfying the separation requirements of § 24-4-520(b) as an essential seasonal staff member with the Arkansas Forestry Commission, the Arkansas Livestock and Poultry Commission, or the State Plant Board.

(B) As used in subdivision (c)(2)(A) of this section, "essential seasonal staff member" means an employee of the Arkansas Forestry Commission, the Arkansas Livestock and Poultry Commission, or the State Plant Board who:

(i) Has specialized knowledge, skill, or training pertaining to necessary duties or tasks to be completed by the Arkansas Forestry Commission, the Arkansas Livestock and Poultry Commission, or the State Plant Board in times of emergency, disaster clean up, extreme weather, or other circumstances deemed pressing by the Arkansas Forestry Commission, the Arkansas Livestock and Poultry Commission, or the State Plant Board; and

(ii) Is employed by the Arkansas Forestry Commission, the Arkansas Livestock and Poultry Commission, or the State Plant Board on a part-time basis:

(a) During times of emergency, disaster clean-up, extreme weather, or other circumstances deemed pressing by the Arkansas Forestry Commission, the Arkansas Livestock and Poultry Commission, or the State Plant Board; or

(b) As an instructor to train other staff for times of emergency, disaster clean-up, extreme weather, or other circumstances deemed pressing by the Arkansas Forestry Commission, the Arkansas Livestock and Poultry Commission, or the State Plant Board.

/s/Bragg