

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

State of Arkansas
94th General Assembly
Regular Session, 2023

As Engrossed: S4/4/23
A Bill

SENATE BILL 163

By: Senator J. Payton
By: Representative Warren

For An Act To Be Entitled

AN ACT TO AMEND THE LAW CONCERNING ADMINISTRATION OF THE ARKANSAS PUBLIC EMPLOYEES' RETIREMENT SYSTEM; TO ALLOW A PUBLIC LIBRARY SYSTEM FORMED UNDER THE INTERLOCAL COOPERATION ACT TO BECOME A PARTICIPATING PUBLIC EMPLOYER AND FOR ITS EMPLOYEES TO BECOME MEMBERS OF THE ARKANSAS PUBLIC EMPLOYEES' RETIREMENT SYSTEM; AND FOR OTHER PURPOSES.

Subtitle

TO ALLOW A PUBLIC LIBRARY SYSTEM FORMED UNDER THE INTERLOCAL COOPERATION ACT TO BECOME A PARTICIPATING PUBLIC EMPLOYER AND FOR ITS EMPLOYEES TO BECOME MEMBERS OF THE ARKANSAS PUBLIC EMPLOYEES' RETIREMENT SYSTEM.

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

SECTION 1. Arkansas Code § 24-4-101(27), concerning the definition of "nonstate employees" applicable to the Arkansas Public Employees' Retirement System, is amended to read as follows:

(27) "Nonstate employees" means county employees, municipal employees, rural waterworks facilities board employees, regional airport authority employees, border municipal airport employees, public facilities board employees, regional solid waste management board employees, joint county and municipal sanitation authority employees, the employees of a



public library system formed under the Interlocal Cooperation Act, § 25-20-101 et seq., regional water distribution board employees, the employees of economic development districts recognized as planning and development districts under § 14-166-202, school employees, public water authority employees, and the employees of the Intergovernmental Juvenile Detention Council;

SECTION 2. Arkansas Code § 24-4-101(29)(A), concerning the definition of "participating public employer" applicable to the Arkansas Public Employees' Retirement System, is amended to read as follows:

(29) "Participating public employer" means:

(A) Any county, municipality, rural waterworks facilities board, regional airport authority, border municipal airport authority, public facilities board, regional solid waste management board, joint county and municipal sanitation authority, public library system formed under the Interlocal Cooperation Act, § 25-20-101 et seq., suburban improvement district under § 14-92-502, public water authority, or regional water distribution board in the state whose employees are included in the membership of the Arkansas Public Employees' Retirement System;

SECTION 3. Arkansas Code § 24-4-101, concerning definitions applicable to the Arkansas Public Employees' Retirement System, is amended to add an additional subdivision to read as follows:

(48) "Public library system" means a public library system formed under the Interlocal Cooperation Act, § 25-20-101 et seq., that chooses to participate in the Arkansas Public Employees' Retirement System.

SECTION 4. Arkansas Code § 24-4-202, concerning contributions to the Arkansas Public Employees' Retirement System Fund, is amended to add an additional subdivision to read as follows:

(j) In the event that a public library system formed under the Interlocal Cooperation Act, § 24-20-201 et seq., fails to pay required contributions for its employees under this chapter, the county that appropriates funds to support the public library system shall pay an amount to cover:

(1) Required employer and employee contributions on behalf of

those employees; and

(2) The county's proportional funding of the public library system.

/s/J. Payton