

1 State of Arkansas  
2 95th General Assembly  
3 Regular Session, 2025  
4

As Engrossed: S3/19/25

**A Bill**

HOUSE BILL 1268

5 By: Representative Unger  
6 By: Senator J. Scott  
7

**For An Act To Be Entitled**

9 AN ACT TO ALLOW A PUBLIC TRANSIT AUTHORITY TO BECOME  
10 A PARTICIPATING PUBLIC EMPLOYER AND FOR ITS EMPLOYEES  
11 TO BECOME MEMBERS OF THE ARKANSAS PUBLIC EMPLOYEES'  
12 RETIREMENT SYSTEM; AND FOR OTHER PURPOSES.  
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**Subtitle**

15 TO ALLOW A PUBLIC TRANSIT AUTHORITY TO  
16 BECOME A PARTICIPATING PUBLIC EMPLOYER  
17 AND FOR ITS EMPLOYEES TO BECOME MEMBERS  
18 OF THE ARKANSAS PUBLIC EMPLOYEES'  
19 RETIREMENT SYSTEM.  
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22 BE IT ENACTED BY THE GENERAL ASSEMBLY OF THE STATE OF ARKANSAS:  
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24 SECTION 1. Arkansas Code § 24-4-101(28), concerning the definition of  
25 "nonstate employees" applicable to the Arkansas Public Employees' Retirement  
26 System, is amended to read as follows:

27 (28) "Nonstate employees" means county employees, municipal  
28 employees, rural waterworks facilities board employees, regional airport  
29 authority employees, border municipal airport employees, public facilities  
30 board employees, regional solid waste management board employees, joint  
31 county and municipal sanitation authority employees, employees of a public  
32 transit authority, regional water distribution board employees, the employees  
33 of economic development districts recognized as planning and development  
34 districts under § 14-166-202, school employees, public water authority  
35 employees, and the employees of the Intergovernmental Juvenile Detention  
36 Council;



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SECTION 2. Arkansas Code § 24-4-101(30)(A), concerning the definition of "participating public employer" applicable to the Arkansas Public Employees' Retirement System, is amended to read as follows:

(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, a public transit authority, 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 transit authority" means a public governmental entity formed under the Public Transit System Act, § 14-334-101 et seq., that has elected to participate as a public employer in the Arkansas Public Employees' Retirement System by a majority vote of the public transit authority's board of directors.

*/s/Unger*