

Act 341 of the 1989 Regular Session.

Act 341

HB1120

By: Representatives Stewart, Fairchild, McJunkin, Ramsey, Hinshaw

"AN ACT TO AMEND ARKANSAS CODE 24-11-404 TO PROVIDE THAT PETITIONS TO PLACE ON THE BALLOT THE QUESTION OF LEVYING A PROPERTY TAX TO PAY POLICE RETIREMENT BENEFITS MUST BE FILED AT LEAST SIXTY DAYS PRIOR TO THE ELECTION; AND FOR OTHER PURPOSES."

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

SECTION 1. Arkansas Code 24-11-404(b) is hereby amended to read as follows:

"(b) (1) In those cities which do not have a policemen's pension and relief fund but which cover their police officers under the Arkansas Local Police and Fire Retirement System, the tax shall also be allowed when approved by a majority of qualified electors of the cities participating in any election on the question and held at the time of any election in the city, whether state, city, special, or federal, or at a special election for the purpose of voting on the question.

(2) The election may be held in connection with the first general city election following the passage and approval of this subsection, but the failure to submit at a city or other election shall not defeat the right of submission at any subsequent election.

(3) Upon the filing with the county board of election commissioners, not later than sixty (60) days before the date of the election, of a petition signed by twenty (20) or more qualified electors of the city affected and praying that the question of a policemen's pension be submitted, it shall be the duty of the county board of election commissioners to place the question upon the ballot.

(4) In the event that, for any reason, the question of the policemen's pension is not voted upon in the next general city election after the passage and approval of this subsection, the question may be submitted at any other general or special election held in the city as provided in this subsection.

(5) The question on the ballot shall be as follows: FOR Police Officers' Pension/AGAINST Police Officers' Pension.

(6) The tax so levied shall not exceed one (1) mill on the dollar upon the assessed value of the real and personal property of the city or town."

SECTION 2. Ark. Code 24-11-812 (b) (3) is hereby amended to read as follows:

"(3) Upon the filing with the county board of election commissioners, not later than sixty (60) days before the date of the election, of a petition signed by twenty (20) or more qualified electors of the city or town affected, stating the amount of tax to be voted on, not to exceed one (1) mill on the dollar, and praying that the question of a firemen's pension be submitted, it shall be the duty of the county board of election commissioners to place the question upon the ballot."

SECTION 3. All provisions of this Act of a general and permanent nature are amendatory to the Arkansas Code of 1987 Annotated and the Arkansas Code Revision Commission shall incorporate the same in the Code.

SECTION 4. All laws and parts of laws in conflict with this Act are hereby repealed.

APPROVED: March 6, 1989

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