

1 **State of Arkansas**
2 **78th General Assembly**
3 **Regular Session, 1991**
4 **By: Representative Dawson**

A BILL ACT 429 OF 1991
HOUSE BILL 1128

For An Act To Be Entitled

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8 "AN ACT TO AMEND TITLE 24, CHAPTER 11, SUBCHAPTER 8 OF THE
9 ARKANSAS CODE OF 1987, AS AMENDED, TO PROVIDE FOR THE
10 RECALCULATION OF BENEFITS FOR A MEMBER WHO RESCINDS HIS
11 DECISION TO RETIRE; AND FOR OTHER PURPOSES."

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

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15 SECTION 1. Title 24, Chapter 11, Subchapter 8 of the Arkansas Code of
16 1987, as amended, is hereby amended by adding a new subsection to read as
17 follows:

18 "24-11-827. Retired member returning to active status.

19 (a) Notwithstanding any other provision of the law to the contrary,
20 should an age or service retirant return July 1, 1986, or later to employment
21 in a position covered by the Fireman's Fund from which he retired, no pension
22 payments shall be paid him for the period of such reemployment, and he may
23 make member contributions to the system as if he were an active member during
24 such reemployment.

25 (b) If reemployment terminates before the retirant has rendered
26 sufficient reemployment to accumulate at least three (3) years of credited
27 service had he been an active member during such reemployment, the payment of
28 his pension shall resume upon such termination, under the form of payment in
29 force at the beginning of reemployment and in an amount as it would be had he
30 not been reemployed. The retirant shall be paid the accumulated contributions
31 based upon any member contributions he may have made during such reemployment.

32 (c) If reemployment continues until the retirant has rendered
33 sufficient reemployment to accumulate three (3) years of credited service had
34 he been an active member during such reemployment, then effective upon
35 completion of such reemployment his retirement shall be canceled and such
36 former retirant shall again become an active member. Upon resuming active

1 membership the service and contributions and pay records during reemployment
2 shall be added to the member's records as they were at retirement."

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4 SECTION 2. All provisions of this act of a general and permanent nature
5 are amendatory to the Arkansas Code of 1987 Annotated and the Arkansas Code
6 Revision Commission shall incorporate the same in the Code.

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8 SECTION 3. If any provision of this act or the application thereof to
9 any person or circumstance is held invalid, such invalidity shall not affect
10 other provisions or applications of the act which can be given effect without
11 the invalid provision or application, and to this end the provisions of this
12 act are declared to be severable.

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14 SECTION 4. All laws and parts of laws in conflict with this act are
15 hereby repealed.

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APPROVED: 3-11-91

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