

1 **State of Arkansas**
2 **78th General Assembly**
3 **Regular Session, 1991**

A BILL ACT 792 OF 1991
SENATE BILL 410

4 **By: Senators Todd, Bearden, Bookout and Everett**

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For An Act To Be Entitled

8 "AN ACT TO AMEND ARKANSAS CODE 24-8-215 (c) CONCERNING THE
9 RETIREMENT OF JUDGES WHO ARE NOT ELIGIBLE TO RETIRE AT AGE
10 SEVENTY (70); AND FOR OTHER PURPOSES."

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

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14 SECTION 1. Arkansas Code 24-8-215(c) is amended to read as follows:

15 "(c)(1) Any judge or justice who becomes seventy (70) years of age
16 during a term of office to which he has been elected may complete the term
17 without forfeiting his rights to retirement benefits under this section.

18 (2) Any judge or justice who is not eligible to retire at age
19 seventy (70) may continue to serve as judge until the completion of the term
20 of office in which he receives sufficient credited service to retire without
21 losing his retirement benefits. The judge or justice shall lose all
22 retirement benefits if he serves beyond the end of the term needed to get
23 sufficient credited service to retire."

24 (3) Otherwise, judges or justices must retire by their seventieth
25 birthday or lose their retirement benefits. However, any active judge or
26 justice who was serving prior to July 1, 1965, may continue to serve until any
27 age and shall, upon retirement, be eligible to receive retirement benefits.

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

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33 SECTION 3. If any provision of this act or the application thereof to
34 any person or circumstance is held invalid, such invalidity shall not affect
35 other provisions or applications of the act which can be given effect without
36 the invalid provision or application, and to this end the provisions of this

1 act are declared to be severable.

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3 SECTION 4. All laws or parts of laws in conflict with this act are
4 hereby repealed.

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6 APPROVED: 3/26/91

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