

Stricken language would be deleted from and underlined language would be added to the law as it existed  
prior to this session of the General Assembly.  
Act 258 of the Regular Session

1 State of Arkansas  
2 87th General Assembly  
3 Regular Session, 2009  
4

# A Bill

SENATE BILL 119

5 By: Senator G. Jeffress  
6  
7

## For An Act To Be Entitled

9 AN ACT TO ALLOW THE BOARD OF TRUSTEES OF THE  
10 ARKANSAS LOCAL POLICE AND FIRE RETIREMENT SYSTEM  
11 TO RECOVER OVERPAYMENTS THROUGH COURT ACTION; AND  
12 FOR OTHER PURPOSES.  
13

## Subtitle

14 TO ALLOW THE BOARD OF TRUSTEES OF THE  
15 ARKANSAS LOCAL POLICE AND FIRE  
16 RETIREMENT SYSTEM TO RECOVER  
17 OVERPAYMENTS THROUGH COURT ACTION.  
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19  
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21 BE IT ENACTED BY THE GENERAL ASSEMBLY OF THE STATE OF ARKANSAS:  
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23 SECTION 1. Arkansas Code § 24-10-104 is amended to read as follows:  
24 24-10-104. Correction of errors.

25 (a) Should any change or error in records result in any person  
26 receiving from the Arkansas Local Police and Fire Retirement System more or  
27 less than he or she would have been entitled to receive had the records been  
28 correct, the Board of Trustees of the Arkansas Local Police and Fire  
29 Retirement System shall correct the error and, as far as is practicable,  
30 shall adjust the payment of the benefit in such manner that the actuarial  
31 equivalent of the benefit to which the person was correctly entitled shall be  
32 paid.

33 (b) The board may file an action in a court of competent jurisdiction  
34 to recover an overpayment a person has received from the funds of the system.  
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APPROVED: 2/26/2009

