

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

# A Bill

**HOUSE BILL**

## **For An Act To Be Entitled**

8 "AN ACT TO AMEND TITLE 24, CHAPTER 11, SUBCHAPTER 8 OF THE  
9 ARKANSAS CODE OF 1987 TO EXEMPT VOLUNTEER AND PART-PAID  
10 FIRE FIGHTERS FROM THE 75% CAP ON LONGEVITY PREMIUMS; AND  
11 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. Arkansas Code §24-11-826 is hereby amended to read as  
16 follows:

17 "24-11-826. Additional benefits for certain fire fighters hired prior  
18 to January 1, 1983.

19 (a) Beginning July 1, 1987, in addition to the monthly pension benefits  
20 as set forth in §§ 24-11-801 - 24-11-807, 24-11-809, 24-11-810, 24-11-812 -  
21 24-11-815, and 24-11-818 - 24-11-821, for those fire fighters hired prior to  
22 January 1, 1983, and who continue to work beyond their twenty-fifth year, the  
23 member shall receive at age sixty (60) years and thereafter a benefit on the  
24 amount equal to one and one-fourth percent (1.25%) of final salary attached to  
25 the rank which he may have held in the department preceding the date of  
26 retirement multiplied by the number of years of service in excess of twenty-  
27 five (25) years, up to a maximum total benefit of seventy-five percent (75%)  
28 of final salary.

29 (b) This benefit shall be payable to the member only and not to  
30 surviving spouses or dependent children.

31 (c) For the purposes of this section, 'salary' means recurring pays  
32 which are received for a regularly scheduled work week and shall not include  
33 payments for unused accrued sick leave or annual leave, or the cash value of  
34 any nonrecurring or unusual remunerations.

35 (d) The seventy-five percent (75%) maximum total benefit restriction of

1 subsection (a) shall not apply to volunteer or part-paid service."

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

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

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

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