

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

A Bill

HOUSE BILL

4 **By: Representatives Gibson and McKissack**

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For An Act To Be Entitled

8 "AN ACT TO AMEND ARKANSAS CODE 24-3-102(5) TO INCLUDE
9 ALCOHOLIC BEVERAGE CONTROL ENFORCEMENT AGENTS WITHIN THE
10 DEFINITION OF 'PUBLIC SAFETY MEMBER' IN THE PUBLIC
11 EMPLOYEES RETIREMENT SYSTEM; 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. Arkansas Code 24-3-102(5) is amended to read as follows:

16 "(5) 'Public safety member' means a member whose covered employment is
17 for personal services as a police officer or fire fighter. 'Police officer'
18 means any regular or permanent employee, whose primary duty is law enforcement
19 of a municipal police department, a county sheriff's office, or the Arkansas
20 State Police, including probationary police officers, and shall also include
21 wildlife officers of the Arkansas State Game and Fish Commission, and the
22 Director, Assistant Director, and all enforcement agents of the Alcoholic
23 Beverage Control Enforcement Division of the Department of Finance and
24 Administration. The term 'police officer' shall not include any civilian
25 employee of a police department or any person temporarily employed as a police
26 officer during an emergency. 'Fire fighter' means any regular or permanent
27 employee of a fire department whose primary duty is fire fighting, including
28 probationary fire fighters, but the term 'fire fighter' shall not include any
29 civilian of a fire department or any person temporarily employed as a fire
30 fighter during an emergency;"

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32 SECTION 2. The retirement credits for which the Director, Assistant
33 Director, and enforcement agents of the Alcoholic Beverage Control Enforcement
34 Division of the Department of Finance and Administration would be eligible
35 under this act shall apply retroactive to the implementation of Act 793 of

1 1977; except that eligibility for the retroactive benefits shall be restricted
2 to employees who retire after July 1, 1991.

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4 SECTION 3. 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 4. 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 5. All laws or parts of laws in conflict with this act are
15 hereby repealed.

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