

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

# **A Bill**

**SENATE BILL 417**

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

8 "AN ACT TO AMEND TITLE 24, CHAPTER 11, SUBCHAPTER 8 TO  
9 PREVENT A FIREFIGHTER FROM RECEIVING INEQUITABLE BENEFITS  
10 UNDER A DISABILITY RETIREMENT; 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 Arkansas Code §24-11-819 (a)(6) is hereby repealed.

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16 SECTION 2. Arkansas Code §24-11-826(a) is hereby amended to read as  
17 follows:

18 "(a) Beginning July 1, 1987, in addition to the monthly pension  
19 benefits as set forth in §§ 24-11-801 - 24-11-807, 24-11-809, 24-11-810,  
20 24-11-812 - 24-11-815, 24-11-818, 24-11-820, and 24-11-821, for those fire  
21 fighters hired prior to January 1, 1983, and who continue to work beyond their  
22 twenty-fifth year, the member shall receive at age sixty (60) years and  
23 thereafter a benefit on the amount equal to one and one-fourth percent (1.25%)  
24 of final salary attached to the rank which he may have held in the department  
25 preceding the date of retirement multiplied by the number of years of service  
26 in excess of twenty-five (25) years, up to a maximum total benefit of seventy-  
27 five percent (75%) of final salary, *provided that the maximum seventy-five*  
28 *percent (75%) of final salary shall no longer apply to benefits payable on*  
29 *April 30, 1991, and thereafter to persons retiring henceforth and to those*  
30 *persons who retired on or after July 1, 1987. However, in no case shall the*  
31 *benefit payment exceed one hundred percent (100%) of final salary."*

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

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SECTION 4. If any provision of this act or the application thereof to any person or circumstance is held invalid, such invalidity shall not affect other provisions or applications of the act which can be given effect without the invalid provision or application, and to this end the provisions of this act are declared to be severable.

SECTION 5. All laws and parts of laws in conflict with this act are hereby repealed.

*/s/Moore*