

1 **State of Arkansas**
2 **79th General Assembly**
3 **Regular Session, 1993**
4 **By: Representative Brown**

A Bill

HOUSE BILL

For An Act To Be Entitled

8 "AN ACT TO AMEND ARKANSAS CODE 24-8-307 PERTAINING TO
9 RETIREMENT BENEFITS OF MUNICIPAL COURT JUDGES; AND FOR
10 OTHER PURPOSES."

Subtitle

13 "TO AMEND ARKANSAS CODE 24-8-307 PERTAINING TO RETIREMENT
14 BENEFITS OF MUNICIPAL COURT JUDGES."

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

18 SECTION 1. Arkansas Code 24-8-307 is amended by inserting an additional
19 paragraph at the end thereof to read as follows:

20 "(e) Upon the approval of a majority of the city council or board of
21 directors of a city of the first or second class, any person who shall attain
22 the age of fifty (50) and who shall have served two (2) or more years as an
23 elected justice of the peace and three (3) or more years as a certified full
24 time law enforcement officer and has held the office of municipal judge not
25 less than ten (10) years shall be eligible to receive retirement benefits
26 provided by this subchapter. If the judge resigns, retires from office, or is
27 succeeded in office by another judge, he shall receive retirement benefits for
28 and during the remainder of his natural life in an amount equal to one-half
29 (1/2) of the salary payable to him at the time of his resignation, retirement,
30 or succession in office. If incapacitating illness or disability should occur
31 during the final term for qualification under these provisions, then the judge
32 so elected shall be eligible to retire at the one-half (1/2) pay as provided
33 in this section. In addition thereto, the surviving widow of the qualifying
34 judge shall be entitled to the benefits provided in this subchapter, until her
35 death or remarriage."

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

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 All laws and parts of laws in conflict with this act are hereby repealed.

SECTION 5. EMERGENCY. It is hereby found and determined by the General Assembly that the retirement eligibility law for municipal judges is inadequate; that this act makes the necessary changes to include eligibility criteria not now in the law; and that this act should be given effect as soon as possible. Therefore, an emergency is hereby declared to exist and this act being necessary for the immediate preservation of the public peace, health and safety shall be in full force and effect from and after its passage and approval.

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