

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

# A Bill

**HOUSE BILL**

## For An Act To Be Entitled

8 "AN ACT TO PROVIDE THAT THE ESCALATOR CLAUSE OF THE  
9 JUDICIAL RETIREMENT SYSTEM SHALL APPLY TO ALL JUDGES  
10 QUALIFYING AND RETIRING UNDER THE JUDICIAL RETIREMENT  
11 SYSTEM; AND FOR OTHER PURPOSES."

## Subtitle

14 "TO PROVIDE THAT THE ESCALATOR CLAUSE OF THE JUDICIAL  
15 RETIREMENT SYSTEM SHALL APPLY TO ALL JUDGES QUALIFYING AND  
16 RETIRING UNDER THE SYSTEM."

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

20 SECTION 1. Subsection (c)(1) of Section 24-8-218 of the Arkansas Code  
21 of 1987 Annotated is amended to read as follows:

22 "(c)(1) The retirement benefits and survivors' benefits provided for in  
23 this section shall be based on the salary for the judicial office last held by  
24 the member qualifying for retirement as fixed by law at the time any payment  
25 of benefits is made rather than on the salary for the office at the time of  
26 the member's retirement. The retirement benefits shall be increased or  
27 decreased from time to time as the salary for the particular judicial office  
28 is increased or decreased."

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

34 SECTION 3. If any provision of this act or the application thereof to  
35 any person or circumstance is held invalid, such invalidity shall not affect

1 other provisions or applications of the act which can be given effect without  
2 the invalid provision or application, and to this end the provisions of this  
3 act are declared to be severable.

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6 hereby repealed.

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8 SECTION 5. EMERGENCY. It is hereby found and determined by the General  
9 Assembly that it is becoming increasingly difficult to attract well trained  
10 members of the Arkansas Bar to the Bench; that liberal retirement benefits are  
11 conducive to attracting and retaining capable judges to serve upon the courts  
12 of this state; and, that in order to reward the judges for their loyal service  
13 and to attract talented people to serve, it is necessary that this act become  
14 effective immediately. Therefore, an emergency is hereby declared to exist,  
15 and this act being immediately necessary for the preservation of the public  
16 peace, health, and safety shall be in full force and effect from and after its  
17 passage and approval.

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