

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

A Bill

HOUSE BILL

For An Act To Be Entitled

8 "AN ACT TO AMEND ARKANSAS CODE § 24-3-102 TO CHANGE THE
9 DEFINITION OF _FINAL AVERAGE PAY_ FOR THE STATE POLICE
10 RETIREMENT TO APPLY TO THE HIGHEST FOUR (4) YEARS OF
11 COMPENSATION; AND FOR OTHER PURPOSES."

Subtitle

14 "AN ACT TO CHANGE THE DEFINITIONS OF _FINAL AVERAGE PAY_
15 UNDER STATE POLICE RETIREMENT LAW TO APPLY TO THE HIGHEST
16 4 YEARS OF SALARY."

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

20 SECTION 1. Subdivision (8) of Arkansas Code § 24-3-102 is hereby
21 amended to read as follows:

22 "(8) (A) _Final average pay_ for the Arkansas Public Employees_
23 Retirement System means the average of the highest annual compensations paid a
24 member during any period of sixty (60) calendar months of credited service
25 with a public employer. Should a member have less than sixty (60) calendar
26 months of credited service, _final average pay_ means the monthly average of
27 pay to him during his total years of credited service. Any other provision to
28 the contrary notwithstanding, if a member's rate of pay is set by the Arkansas
29 Constitution, Amendment 70, § 1, then the member's _final average pay_ shall
30 not be less than his monthly rate of pay at time of separation from covered
31 employment; and

32 (B) _Final average pay_ for members of the Arkansas State Police
33 Retirement System means the average of the highest annual compensations paid a
34 member during any period of forty-eight (48) calendar months of credited
35 service with the Arkansas State Police. Should a member have less than forty-

1 eight (48) calendar months of credited service, _final average pay_ means the
2 monthly average of pay to him during his total years of credited service;"

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4 SECTION 2. All provisions of this act of 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 3. If any provisions of this act or the application thereof to
9 any person or circumstance is held invalid, the invalidity shall not affect
10 other provisions or applications of the act which can be given effect without
11 the invalid provisions or application, and to this end the provisions of this
12 act are declared to be severable.

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

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