

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

# A Bill

**SENATE BILL**

## For An Act To Be Entitled

8 "AN ACT TO ALLOW THE BOARDS OF TRUSTEES OF VOLUNTEER FIRE  
9 DEPARTMENTS OF MINIMUM SIZE WHICH HAVE NOT BECOME A PART  
10 OF THE ARKANSAS LOCAL FIRE AND POLICE RETIREMENT SYSTEM TO  
11 DISTRIBUTE THEIR PENSION FUNDS TO ALL REMAINING MEMBERS  
12 AND THEIR BENEFICIARIES OF THEIR FIREMAN\_S RELIEF AND  
13 PENSION FUND; AND FOR OTHER PURPOSES."

## Subtitle

16 "TO ALLOW CERTAIN VOLUNTEER FIRE DEPARTMENTS TO DISSOLVE."

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

20 SECTION 1. In any municipality having a population of not less than one  
21 thousand nine hundred and fifty (1,950) persons nor more than two thousand two  
22 hundred (2,200) persons according to the 1990 Federal Decennial Census, and  
23 when there are fewer than twelve (12) remaining members or beneficiaries who  
24 are or would be entitled to receive benefits under a fireman\_s relief and  
25 pension fund which has not become a part of the Arkansas Local Fire and Police  
26 Retirement System, if a majority of the board of trustees of the local  
27 fireman\_s relief and pension fund so determine that it would be most  
28 efficacious and desirable to terminate the fund, they may do so and distribute  
29 the remaining assets on an equal basis to all members or their beneficiaries.  
30 At which time the fireman\_s relief and pension fund shall cease to exist and  
31 the municipality shall be solely under the jurisdiction of the Arkansas Local  
32 Police and Fire Retirement System.

34 SECTION 2. All provisions of this act of a general and permanent  
35 nature are amendatory to the Arkansas Code of 1987 Annotated and the Arkansas

1 Code Revision Commission shall incorporate the same in the Code.

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3 SECTION 3. If any provision of this act or the application thereof to  
4 any person or circumstance is held invalid, such invalidity shall not affect  
5 other provisions or applications of the act which can be given effect without  
6 the invalid provision or application, and to this end the provisions of this  
7 act are declared to be severable.

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10 hereby repealed.

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12 SECTION 5. EMERGENCY. It is hereby found and determined by the General  
13 Assembly that there is an urgent need to allow pension funds presently held  
14 for and in behalf of small volunteer fire departments to be distributed to the  
15 remaining members and/or beneficiaries of the members, and this act will serve  
16 to further accomplish this purpose. Therefore, an emergency is hereby  
17 declared to exist and this act being necessary for the immediate preservation  
18 of the public peace, health and safety shall be in full force and effect from  
19 and after its passage and approval.

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