

1 **State of Arkansas**
2 **79th General Assembly**
3 **Regular Session, 1993**

A Bill

SENATE BILL

4 **By: Senators Miles, Moore, Canada, Jewell, Bearden and Hopkins**

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For An Act To Be Entitled

8 "AN ACT TO AMEND ARKANSAS CODE § 24-3-102 TO ALLOW
9 SHERIFFS WITH FIVE (5) OR MORE TERMS IN OFFICE TO RETIRE
10 WITH AN ANNUAL RETIREMENT ANNUITY EQUAL TO SEVENTY-FIVE
11 PERCENT (75%) OF THEIR FINAL ANNUAL SALARY AT RETIREMENT;
12 AND FOR OTHER PURPOSES."

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Subtitle

15 "AN ACT TO ALLOW SHERIFFS WITH FIVE (5) OR MORE TERMS IN
16 OFFICE TO RETIRE WITH A RETIREMENT ANNUITY EQUAL TO 75% OF
17 THEIR ANNUAL SALARY."

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

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21 SECTION 1. Subdivision (9) of Arkansas Code § 24-3-102 is hereby
22 amended to read as follows:

23 "(9) Normal retirement age means, for a member, the youngest of the
24 following ages:

25 (A) Age sixty-five (65) years;

26 (B) If the provisions of § 24-3-301(b) are used to determine any
27 portion of total credited service, then the age upon completion of thirty-five
28 (35) years of credited service, but in no event to an age younger than fifty-
29 five (55) years;

30 (C) For a member with credited service for employment as a public
31 safety employee or as a sheriff, age sixty-five (65) years reduced by one (1)
32 month for each two (2) months of such credited service, but in no event to an
33 age younger than fifty-five (55) years, except:

34 (i) in the case of members of the Arkansas State Police
35 Retirement System, for whom the minimum retirement age shall be fifty-two (52)

1 years; or

2 (ii) in the case of sheriffs who have a minimum of eight
3 (8) years of actual service as a sheriff and a minimum of two (2) years of
4 service in another state-supported retirement system, for whom the minimum
5 retirement age shall be fifty-two (52) years with full retirement benefit
6 annuity; or

7 (iii) in the case of sheriffs who have ten (10) or more
8 years of actual service as a sheriff, for whom the minimum retirement age
9 shall be fifty-two (52) years and, notwithstanding other provisions of the
10 retirement laws, the annual retirement benefit annuity shall be equal to
11 seventy-five percent (75%) of their final annual salary upon retirement.

12 (D) The age upon completion of thirty (30) years of credited
13 service, if the provisions of § 24-3-301(b) are not used to determine any
14 portion of such credited service;

15 (E) For members of the General Assembly with twelve (12) years of
16 actual service, ten (10) of which must be as a member of the General Assembly,
17 at age fifty-five (55). Members of the General Assembly who were either
18 serving in the General Assembly on July 1, 1979, or held an elected office on
19 July 1, 1979, shall be eligible to retire with seventeen and one half (17 1/2)
20 years of actual service regardless of age;

21 (F) An elected state constitutional officer shall be eligible to
22 retire with thirty (30) years of credited service at age fifty-five (55);

23 (G) Notwithstanding subdivision (C), in the case of a deputy
24 sheriff who has a minimum of twenty-five (25) years of actual service as a
25 deputy sheriff, the minimum retirement age shall be fifty-two (52) years;"

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

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31 SECTION 3. If any provisions of this act or the application thereof to
32 any person or circumstance is held invalid, the invalidity shall not affect
33 other provisions or applications of the act which can be given effect without
34 the invalid provisions or application, and to this end the provisions of this
35 act are declared to be severable.

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

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