

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

A Bill

ACT 239 OF 1993
HOUSE BILL 1083

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

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

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

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 All laws and parts of laws in conflict with this act are hereby repealed.**

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

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18 **APPROVED: 02/26/93**

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