

Act 391 of the 1989 Regular Session.

Act 391

HB1466

By: Representative Barclay

"AN ACT TO AMEND TITLE 24, CHAPTER 11, SUBCHAPTER 8 OF THE ARKANSAS CODE OF 1987 TO REQUIRE MEDICAL EXAMINATIONS OF FIREMEN RETIRED UNDER THE DISABILITY PROVISIONS OF LOCAL FIREMEN'S PENSION AND RELIEF FUNDS; AND FOR OTHER PURPOSES."

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

SECTION 1. Ark. Code 24-11-819(d) is hereby amended to read as follows:

"(d) (1) At least once each year during the first five (5) years or as often as required by the board following a member's retirement for disability and at least once each three (3) years thereafter, the board may require any disability retirant who has not attained the normal retirement age to undergo a medical examination by or under the direction of a physician or physicians designated by the board.

(2) If the retirant refuses to submit to the medical examination in any period, his disability annuity may be suspended by the board until he complies with the provisions of this section.

(3) If his refusal continues for one (1) year, all his rights in and to a disability annuity may be revoked by the board.

(4) If, upon such medical examination of the retirant, the physician reports to the board that the retirant is physically and mentally able and capable of resuming suitable duty as an employee, his disability retirement shall terminate."

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

SECTION 3. All laws and parts of laws in conflict with this act are hereby repealed.

APPROVED: March 7, 1989

---