

1 **State of Arkansas**
2 **80th General Assembly**
3 **Regular Session, 1995**

A Bill

ACT 792 OF 1995
HOUSE BILL 1327

4 **By: Representative McKissack**

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For An Act To Be Entitled

8 "AN ACT TO AMEND ARKANSAS CODE ANNOTATED § 24-8-307
9 PERTAINING TO RETIREMENT BENEFITS OF MUNICIPAL COURT
10 JUDGES; AND TO DECLARE AN EMERGENCY; AND FOR OTHER
11 PURPOSES."

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Subtitle

14 "PERTAINING TO RETIREMENT BENEFITS OF
15 MUNICIPAL COURT JUDGES."

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

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19 SECTION 1. Arkansas Code § 24-8-307 is hereby amended by adding a new
20 subsection (f) to read as follows:

21 "(f) Upon the approval of a majority of the city council or board of
22 directors of a city of the first or second class, and the approval of the
23 quorum court of the county, any person who at age fifty-five (55) has sixteen
24 (16) years of service, with not less than eight (8) years as municipal judge
25 and at least five (5) years as a deputy prosecuting attorney and three (3)
26 years with any state agency for a total of sixteen (16) years shall be
27 eligible to receive retirement benefits provided by this subchapter. If the
28 judge resigns, retires from office, or is succeeded in office by another
29 judge, he shall receive retirement benefits for and during the remainder of
30 his natural life in an amount equal to one-half (1/2) of the salary payable to
31 him at the time of his resignation, retirement, or succession in office. If
32 incapacitating illness or disability should occur during the final term for
33 qualification under these provisions, then the judge so elected shall be
34 eligible to retire at one-half (1/2) pay as provided in this section. In
35 addition thereto, the surviving widow of the qualifying judge shall be
36 entitled to the benefits provided in this subchapter, until her death or

1 remarriage."

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

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

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

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

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25 BECAME LAW WITHOUT GOVERNOR'S SIGNATURE: 3-27-95

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