

State of Arkansas

76th General Assembly

Regular Session, 1987

HOUSE BILL

1046

By: Representatives D. Wood, Givens,

Wilson, and Roberts

"AN ACT TO AMEND SUBSECTIONS (a) AND (b) OF SECTION 1 OF ACT 43 OF 1969, AS AMENDED, [ARK. STATS. 12-2347 (a) AND (b)] TO CLARIFY THE MEANINGS OF THE TERMS 'POLICEMAN' AND 'FIREMAN' TO ASSURE THAT SUCH TERMS INCLUDE LAW ENFORCEMENT OFFICERS AND FIREMEN EMPLOYED BY THE ARKANSAS MILITARY DEPARTMENT, THE ARKANSAS NATIONAL GUARD AND OTHER STATE AGENCIES; AND FOR OTHER PURPOSES."

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

SECTION 1. Subsections (a) and (b) of Section 1 of Act 43 of 1969, as amended, the same being Arkansas Statutes 12-2347 (a) and (b), are hereby amended to read as follow:

"(a) 'Policeman' shall mean any duly appointed law enforcement officer who is certified or on probation to be certified under the regulations established by the Arkansas Commission on Law Enforcement Standards and Training, and who is a member on a full or part time basis of any department or agency of the State, county, city of the first or second class, or any constable or night marshal of any town of this State, while engaged in official duty.

(b) 'Fireman' shall mean any member of a fire department or fire fighting unit of any State or county department or agency, city of the first or second class or any town or any unincorporated rural area of the State, who actively engages in the fighting of fires on either a regular or voluntary basis."

SECTION 2. All laws and parts of laws in conflict with this Act are hereby repealed.

SECTION 3. EMERGENCY. It is hereby found and determined by the General Assembly that under the current provisions of Act 43 of 1969, it is not clear as to whether the benefits provided in that Act to dependents of law enforcement officers, firemen and certain other hazardous duty personnel are applicable to law enforcement officers and firemen employed by the Arkansas Military Department and the Arkansas National Guard; that it is urgent that the definition of the words "policeman" and "fireman" be expanded and clarified to clearly include such personnel; that this Act is designed to accomplish this purpose and should be given effect immediately. Therefore, an emergency is hereby declared to exist and this Act being necessary for the preservation of the public peace, health and safety shall be in full force and effect from and after its passage and approval.

