

State of Arkansas

76th General Assembly

Regular Session, 1987

HOUSE BILL

1049

By: Representatives D. Wood, Givens,
Wilson and Roberts

"AN ACT TO AMEND SUBSECTION 2.05 OF SECTION 2 OF ACT 793 OF 1977, AS AMENDED, [ARK. STATS. 12-3302 2.05] TO EXPAND THE DEFINITION OF 'PUBLIC SAFETY MEMBER' TO INCLUDE FIRE/POLICE OFFICERS OF THE ARKANSAS STATE MILITARY DEPARTMENT; AND FOR OTHER PURPOSES."

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

SECTION 1. Subsection 2.05 of Section 2 of Act 793 of 1977, as amended, the same being Arkansas Statutes 12-3302 2.05, is hereby amended to read as follows:

"2.05. 'Public safety member' is a member whose covered employment is for personal services as a policeman or fireman. Policeman means any regular or permanent employee, whose primary duty is law enforcement, of a municipal police department, a county sheriff's office, or the Arkansas State Police, including probationary policemen; and shall also include wildlife officers of the Arkansas Game and Fish Commission, and the fire/police officers of the Arkansas State Military Department, provided the term policeman shall not include any civilian employee of a police department, nor any person temporarily employed as a policeman during an emergency. Fireman means any regular or permanent employee, whose primary duty is fire fighting, of a fire department, including probationary firemen; provided the term fireman shall not include any civilian of a fire department, nor any person temporarily employed as a fireman during an emergency."

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 All laws and parts of laws in conflict with this Act are hereby repealed.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 the definition of "public safety member" in Act 793 of 1977, as amended, is not entirely clear and there is some disagreement concerning the inclusion of law enforcement officers and firemen employed by certain agencies; that this Act is designed to expand and clarify the definition of "public safety member" and should be given effect at the earliest possible date. 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.

