

1 State of Arkansas
2 80th General Assembly
3 Regular Session, 1995
4 By: Senator Scott

A Bill

SENATE BILL 102

For An Act To Be Entitled

8 "AN ACT TO PROVIDE FOR RETIREMENT BENEFITS FOR CIRCUIT
9 JUDGES WHO HAVE SERVED CONTINUOUSLY FOR AT LEAST SIXTEEN
10 (16) YEARS AND WHO ARE OVER EIGHTY (80) YEARS OF AGE; TO
11 DECLARE AN EMERGENCY; AND FOR OTHER PURPOSES."

Subtitle

14 "TO PROVIDE FOR RETIREMENT BENEFITS FOR
15 CIRCUIT JUDGES WHO HAVE SERVED FOR
16 SIXTEEN (16) YEARS AND WHO ARE OVER
17 EIGHTY (80) YEARS OF AGE."

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

21 SECTION 1. Notwithstanding Arkansas Code § 24-8-215 regarding the
22 mandatory retirement under the Judicial Retirement System for any judge or
23 justice upon reaching seventy (70) years of age or any other law to the
24 contrary, any judge or justice covered under the Judicial Retirement System
25 who served continuously for at least sixteen (16) years, who is at least
26 eighty (80) years of age, who is not serving on the effective date of this
27 act, and who is ineligible for retirement due to having served beyond the
28 mandatory retirement age, shall be entitled to receive retirement benefits
29 under the Judicial Retirement System. Retirement benefits under this act
30 shall be retroactive to January 1, 1995 or, for judges or justices retiring
31 after 1995, to January 1st of the year of retirement.

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

1
2
3
4
5
6
7
8
9
10
11
12
13
14
15
16
17
18
19
20
21
22
23
24
25
26
27
28
29
30
31
32
33
34
35

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

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 All laws and parts of laws in conflict with this act are hereby repealed.

SECTION 5. Emergency. It is hereby found and determined by the Eightieth General Assembly of the State of Arkansas that the service rendered by circuit judges to the citizens and the State of Arkansas has not been adequately rewarded by the compensation provided to them, that certain circuit judges who chose not to retire at the mandatory retirement age will even be stripped of their retirement benefits; that this will create an inequity for all those ineligible judges and justices, and that the effective and efficient administration of justice for state government demands that this inequity be corrected immediately. Therefore, in order to correct this inequity, an emergency is hereby declared to exist, and this act being necessary for the immediate preservation of the public peace, health, and safety, shall be in full force and effect from and after its passage and approval.

1

2