

Stricken language would be deleted from present law. Underlined language would be added to present law.

1 State of Arkansas
2 81st General Assembly
3 Regular Session, 1997
4 By: Representative McJunkin

A Bill

HOUSE BILL 1279

For An Act To Be Entitled

8 "AN ACT TO AMEND ARKANSAS CODE ANNOTATED
9 § 24-11-209(B)(2)(B) TO ALLOW MUNICIPAL FIRE OR POLICE
10 PENSION FUNDS TO RECEIVE ASSISTANCE FROM THE ARKANSAS FIRE
11 AND POLICE PENSION GUARANTEE FUND IF THE LOCAL FUND IS
12 RECEIVING A DEDICATED MILLAGE OF ONE MIL OR ITS
13 EQUIVALENT; AND FOR OTHER PURPOSES."

Subtitle

16 "TO ALLOW MUNICIPAL FIRE OR POLICE
17 PENSION FUNDS TO RECEIVE ASSISTANCE FROM
18 THE ARKANSAS FIRE AND POLICE PENSION
19 GUARANTEE FUND"

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

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23 SECTION 1. Arkansas Code Annotated § 24-11-209(b)(2)(B) is amended to
24 read as follows:

25 "(B) If a municipal fire or police pension fund is to receive financial
26 assistance from the Arkansas Fire and Police Pension Guarantee Fund, then:

27 (i) The municipal fire or police pension fund must apply, in
28 writing, for financial assistance to the Arkansas Fire and Police Pension
29 Guarantee Fund;

30 (ii) Upon receipt of the application, the Arkansas Fire and
31 Police Pension Review Board shall notify the board of trustees of the fund, in
32 writing, that the fund will receive financial assistance from the Arkansas
33 Fire and Police Pension Guarantee Fund if all of the provisions of this
34 subdivision (b)(2)(B) are met;

35 (iii) In order to receive any financial assistance from the
36 Arkansas Fire and Police Pension Guarantee Fund, the local fund must be

1 receiving a dedicated millage of one (1) mill, or an equivalent amount raised
 2 from other sources dedicated to the local fund by the governing body of the
 3 municipality;

4 (iv) Any benefits, including refunds of active member
 5 contributions to terminating members, due after the date the local fund is
 6 receiving assistance from the Arkansas Fire and Police Pension Guarantee Fund,
 7 shall not exceed the minimum amount provided by law;

8 (v) The Arkansas Fire and Police Pension Review Board may review
 9 the medical condition of all persons receiving a disability pension from the
 10 local fund. If the Arkansas Fire and Police Pension Review Board finds that a
 11 person receiving a disability pension from the local fund is no longer
 12 disabled, and as a result is no longer entitled to a disability pension, the
 13 person shall no longer receive a benefit from the local fund."
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15 SECTION 2. All provisions of this act of a general and permanent nature
 16 are amendatory to the Arkansas Code of 1987 Annotated and the Arkansas Code
 17 Revision Commission shall incorporate the same in the Code.
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19 SECTION 3. If any provision of this act or the application thereof to
 20 any person or circumstance is held invalid, such invalidity shall not affect
 21 other provisions or applications of the act which can be given effect without
 22 the invalid provision or application, and to this end the provisions of this
 23 act are declared to be severable.
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25 SECTION 4. All laws and parts of laws in conflict with this act are
 26 hereby repealed.
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