

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

As Engrossed: H3/20/97

A Bill

HOUSE BILL 1691

4
5 By: Representative Joe Hudson
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For An Act To Be Entitled

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9 "AN ACT TO AMEND ARKANSAS CODE [§] 24-11-820 TO ALLOW THE
10 SPOUSE OF A RETIRED FIREFIGHTER OR A SPOUSE'S CHILDREN TO
11 RECEIVE RETIREMENT DEATH BENEFITS IF THEY ARE MARRIED FOR
12 MORE THAN TWO (2) YEARS; AND FOR OTHER PURPOSES."
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Subtitle

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15 "TO ALLOW THE SPOUSE OF A FIREFIGHTER OR
16 A SPOUSE'S CHILDREN TO RECEIVE
17 RETIREMENT DEATH BENEFITS IF THEY ARE
18 MARRIED FOR MORE THAN TWO (2) YEARS."
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20 BE IT ENACTED BY THE GENERAL ASSEMBLY OF THE STATE OF ARKANSAS:
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22 SECTION 1. Subsection (b) of Arkansas Code [§] 24-11-820 is amended to
23 read as follows:

24 "(b)(1) In addition to the monthly pension provided in subsection (a)
25 of this section, the board of trustees may order and direct the payment of, in
26 the case of volunteer or part-paid fire fighters, the sum of twenty-five
27 dollars (\$25.00) per month for each child under nineteen (19) years of age who
28 has not completed high school and, in the case of full-paid fire fighters, the
29 sum of one hundred twenty-five dollars (\$125) per month for each child under
30 nineteen (19) years of age who has not completed high school.

31 (2) If there is no eligible spouse at the time of the member's
32 death, then the total sums shall be paid to his children until they shall have
33 reached nineteen (19) years of age or until the children have completed high
34 school, whichever occurs first.

35 (3) The sum total of the pension to be paid the spouse or the
36 qualifying children of volunteer or part-paid fire fighters shall not exceed

1 one-half (1/2) of the salary attached to the rank the member held at the time
2 of his death as an active member of a volunteer or part-paid fire department,
3 nor shall it be less than thirty dollars (\$30.00) per month.

4 (4) If any spouse or child shall marry, then the person so
5 marrying shall thereafter receive no further pension from the funds provided
6 for the operations of this act.

7 (5) If any retired fire fighter shall marry after his retirement
8 and shall have been married for less than two (2) years, the spouse, or that
9 spouse's children, shall not receive benefits from the funds."

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

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

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

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25 /s/Rep. Joe Hudson

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