

1 State of Arkansas
2 82nd General Assembly
3 Regular Session, 1999

A Bill

HOUSE BILL 1389

4
5 By: Representative Glover
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For An Act To Be Entitled

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9 "AN ACT TO AMEND ARKANSAS CODE § 24-11-820(b) TO
10 PROVIDE THAT A WIDOWED SPOUSE WHO WAS MARRIED TO A
11 FIREFIGHTER FOR AT LEAST TEN YEARS SHALL CONTINUE TO
12 RECEIVE A MONTHLY PENSION UPON REMARRIAGE; AND FOR
13 OTHER PURPOSES. "

Subtitle

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16 "TO PROVIDE THAT A WIDOWED SPOUSE WHO WAS
17 MARRIED TO A FIREFIGHTER FOR AT LEAST
18 TEN YEARS SHALL CONTINUE TO RECEIVE A
19 MONTHLY PENSION UPON REMARRIAGE. "

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22 BE IT ENACTED BY THE GENERAL ASSEMBLY OF THE STATE OF ARKANSAS:
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24 SECTION 1. Arkansas Code 24-11-820(b) is amended to read as follows:

25 "(b)(1) In addition to the monthly pension provided in subsection (a)
26 of this section, the board of trustees may order and direct the payment of, in
27 the case of volunteer or part-paid fire fighters, the sum of twenty-five
28 dollars (\$25.00) per month for each child under nineteen (19) years of age who
29 has not completed high school and, in the case of full-paid fire fighters, the
30 sum of one hundred twenty-five dollars (\$125) per month for each child under
31 nineteen (19) years of age who has not completed high school. However, if the
32 child enrolls in an institution of higher education after completing high
33 school, the payments shall continue as long as the child is a full-time
34 student, but in no instance beyond the child's twenty-third birthday.

35 (2) If there is no eligible spouse at the time of the member's
36 death, then the total sums shall be paid to his children until they shall have

1 reached nineteen (19) years of age or until the children have completed high
 2 school, whichever occurs first. However, if a child enrolls in an institution
 3 of higher education after completing high school, the payments shall continue
 4 as long as the child is a full-time student, but in no instance beyond the
 5 child's twenty-third birthday.

6 (3) The sum total of the pension to be paid the spouse or the
 7 qualifying children of volunteer or part-paid fire fighters shall not exceed
 8 one-half (1/2) of the salary attached to the rank the member held at the time
 9 of his death as an active member of a volunteer or part-paid fire department,
 10 nor shall it be less than thirty dollars (\$30.00) per month.

11 (4) If any spouse who was married to the member for less than ten
 12 (10) years or child shall marry, then the person so marrying shall thereafter
 13 receive no further pension from the funds provided for the operations of this
 14 act.

15 (5) If any retired fire fighter shall marry after his retirement,
 16 the spouse, or that spouse's children, shall not receive benefits from the
 17 funds."

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 19 SECTION 2. All provisions of this act of a general and permanent nature
 20 are amendatory to the Arkansas Code of 1987 Annotated and the Arkansas Code
 21 Revision Commission shall incorporate the same in the Code.

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

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