

Stricken language would be deleted from and underlined language would be added to the law as it existed prior to this session of the General Assembly.

1 State of Arkansas
2 85th General Assembly
3 Regular Session, 2005
4

As Engrossed: S1/27/05

A Bill

SENATE BILL 173

5 By: Senators Faris, J. Jeffress
6 By: Representative Adams
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For An Act To Be Entitled

10 AN ACT TO REMOVE THE PHYSICIAN AND INCREASE THE
11 NUMBER OF ACTIVE OR RETIRED MEMBERS OF THE BOARD
12 OF TRUSTEES OF THE LOCAL POLICE AND FIRE PENSION
13 AND RELIEF FUNDS; AND FOR OTHER PURPOSES.
14

Subtitle

15 AN ACT TO REMOVE THE PHYSICIAN AND
16 INCREASE THE NUMBER OF ACTIVE OR RETIRED
17 MEMBERS OF THE BOARD OF TRUSTEES OF THE
18 LOCAL POLICE AND FIRE PENSION AND RELIEF
19 FUNDS.
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23 BE IT ENACTED BY THE GENERAL ASSEMBLY OF THE STATE OF ARKANSAS:
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25 SECTION 1. Arkansas Code § 24-11-405(a), pertaining to the board of
26 trustees, is amended as follows:

27 (a) The board of trustees of the policemen's pension and relief fund
28 shall consist of seven (7) members as follows:

29 (1) The chief executive officer of the city, who shall be chair
30 of the board;

31 (2) The city treasurer, who shall be the treasurer of the fund;

32 (3)(A)(i) ~~Four (4)~~ Five (5) active or retired members of the
33 pension fund.

34 (ii)(a) The active pension fund members shall elect
35 the active members by secret written ballot in May of each year, with the
36 member or members to be chosen in alternating years.



1 (b) The retired member or members shall be
2 chosen in May of each year by a method to be determined by the board, with
3 the member or members to be chosen in alternating years.

4 (c) All member trustees shall serve two-year
5 terms.

6 (iii) If there are no active members of the pension
7 fund, all ~~four (4)~~ five (5) employee members shall be elected from and by the
8 retired membership of the pension fund.

9 (B) The board shall select one (1) of the police members
10 as secretary of the board to serve for a period of two (2) years or until his
11 or her successor is elected and qualified.

12 (C) However, if no retirant is available to serve on the
13 board, all ~~four (4)~~ five (5) employee positions shall be held by active
14 members of the pension fund and shall all be elected by secret ballot by the
15 active members of the pension fund for two-year terms as provided in
16 subdivision (a)(3)(A) of this section.

17 (D) The board shall have the power to make all rules and
18 regulations needful for its guidance to implement the provisions regarding
19 board composition; and

20 ~~(4) The six (6) members provided for in subdivisions (1) (3) of~~
21 ~~this subsection shall elect one (1) more member who shall be a reputable~~
22 ~~physician and who shall represent the board of trustees in the examination of~~
23 ~~any member of the department upon a claim of disability; and~~

24 ~~(5)(4)~~ The number of active members or retired members to serve
25 on the board shall be determined by the proportionate number of active
26 members to retired members as follows:

27 (A) When the number of active members equals seventy-five
28 percent (75%) of the total of retired members and active members, the board
29 shall be composed of ~~three (3)~~ four (4) active members and one (1) retired
30 member;

31 (B) When the number of active members equals fifty percent
32 (50%) of the total of retired members and active members, the board shall be
33 composed of ~~two (2)~~ three (3) active members and two (2) retired members; and

34 (C) When the number of retired members equals seventy-five
35 percent (75%) of the total of retired members and active members, the board
36 shall be composed of one (1) active member and four (4) retired members.

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/s/ Faris