

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 86th General Assembly  
3 Regular Session, 2007  
4

As Engrossed: H2/8/07 H2/21/07

# A Bill

HOUSE BILL 1085

5 By: Representative Overbey  
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7

## For An Act To Be Entitled

9 AN ACT TO AMEND ARKANSAS CODE §§ 24-12-121, 24-  
10 12-123, 24-12-124, AND 24-12-127 TO ALLOW FOR  
11 COST OF LIVING ADJUSTMENTS FOR THOSE MAYORS, CITY  
12 CLERK-TREASURERS, RECORDER-TREASURERS, AND  
13 TREASURERS IN CITIES OF THE FIRST CLASS AND  
14 CITIES OF THE SECOND CLASS WHO RETIRE UNDER  
15 *STATE-AUTHORIZED LOCAL PLANS UNDER CERTAIN*  
16 *CIRCUMSTANCES; AND FOR OTHER PURPOSES.*

## Subtitle

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18  
19 AN ACT TO AMEND ARKANSAS CODE §§ 24-12-  
20 121, 24-12-123, 24-12-124, AND 24-12-  
21 127.  
22  
23

24 BE IT ENACTED BY THE GENERAL ASSEMBLY OF THE STATE OF ARKANSAS:  
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26 SECTION 1. Arkansas Code § 24-12-121(a), concerning retirement  
27 benefits, is amended to read as follows:

28 ~~(a) Any city clerk or clerk treasurer in a city of the first class who~~  
29 ~~shall have served as city clerk, clerk treasurer, and city treasurer for a~~  
30 ~~period of not less than ten (10) years, upon reaching the age of sixty (60),~~  
31 ~~or who shall serve twenty (20) years without regard to age, shall be entitled~~  
32 ~~to retire from office for the remainder of his or her life at the retirement~~  
33 ~~pay provided for in this section.~~

34 (a)(1) A city clerk or clerk-treasurer in a city of the first class  
35 may retire from office for the remainder of his or her life at the retirement  
36 pay provided in this section if the person has served as city clerk, clerk-



1 treasurer, or city treasurer for:

2 (A) Not less than ten (10) years, upon reaching sixty (60)  
3 years of age; or

4 (B) Twenty (20) years, without regard to age.

5 (2) On January 1 of each year, if a retiree under this section  
6 has been retired for at least twelve (12) full months, a three percent (3%)  
7 cost-of-living increase will be added.

8 (3) Subdivision (a)(2) of this section applies only if:

9 (A) The respective city is a member of the Arkansas Public  
10 Employees' Retirement System; or

11 (B) Approved by the governing body of the city.

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13 SECTION 2. Arkansas Code § 24-12-123(a), concerning cost-of-living  
14 increases, is amended to add the following subdivisions:

15 (5) On January 1 of each year, if a retiree under this section  
16 has been retired for at least twelve (12) full months, a three percent (3%)  
17 cost-of-living increase will be added.

18 (6) Subdivision (a)(5) of this section applies only if:

19 (A) The respective city is a member of the Arkansas Public  
20 Employees' Retirement System; or

21 (B) Approved by the governing body of the city.

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23 SECTION 3. Arkansas Code § 24-12-124(a), concerning cost-of-living  
24 increases, is amended to read as follows:

25 ~~(a)(1) Persons who have served as mayors of cities~~ A person who has  
26 served as mayor of a city of the second class for at least twenty (20) years  
27 may retire at any age, and ~~persons who have served as mayors of cities~~ a  
28 person who has served as a mayor of a city of the second class for at least  
29 sixteen (16) years may retire upon reaching ~~age~~ sixty-five (65) years of age.

30 (2) On January 1 of each year, if a retiree under this section  
31 has been retired for at least twelve (12) full months, a three percent (3%)  
32 cost-of-living increase will be added.

33 (3) Subdivision (a)(2) of this section applies only if:

34 (A) The respective city is a member of the Arkansas Public  
35 Employees' Retirement System; or

36 (B) Approved by the governing body of the city.

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SECTION 4. Arkansas Code § 24-12-127(a), concerning cost-of-living increases, is amended to read as follows:

(a)(1) Any recorder-treasurers and city treasurers in a city of the second class who shall have served as recorder-treasurer and city treasurer for a period of not less than ten (10) years, upon reaching the age of sixty (60), or who shall serve twenty (20) years without regard to age, may, upon a vote of approval by the governing body of the city, retire from office for the remainder of his or her life at the retirement pay provided for in this section.

(2) On January 1 of each year, if a retiree under this section has been retired for at least twelve (12) full months, a three percent (3%) cost-of-living increase will be added.

(3) Subdivision (a)(2) of this section applies only if:

(A) The respective city is a member of the Arkansas Public Employees' Retirement System; or

(B) Approved by the governing body of the city.

/s/ Overbey