

State of Arkansas
76th General Assembly
Regular Session, 1987
By: Senator Nelson

SENATE BILL 167

"AN ACT TO AMEND PARAGRAPH 1ST OF SECTION 3 OF ACT 28 OF 1933 AS AMENDED, [ARK. STATS. 19-1603 1ST] TO REMOVE THE REQUIREMENT THAT RULES OF BOARDS OF CIVIL SERVICE COMMISSIONERS FOR LOCAL POLICE AND FIRE DEPARTMENT CONTAIN MAXIMUM AGE LIMITS FOR PERSONS TO BE APPOINTED OR EMPLOYED BY SUCH FIRE AND POLICE DEPARTMENTS; AND FOR OTHER PURPOSES."

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

SECTION 1. Paragraph 1st of Section 3 of Act 28 of 1933 as amended, the same being Arkansas Statutes 19-1603, Paragraph 1st, is hereby amended to read as follows:

"1st. For the qualifications of each applicant for appointment to any position on the police or fire department; provided however, that no person shall be eligible for appointment to any position on the fire department who has not arrived at the age of twenty-one (21) years and no person shall be eligible for appointment on a police department affected by this Act who has not arrived at the age of twenty-one (21) years."

SECTION 2. All laws and parts of laws in conflict with this Act are hereby repealed.

SECTION 3. EMERGENCY. It is hereby found and determined by the General Assembly that the Equal Employment Opportunity Commission which is responsible for the administration and enforcement of the Age Discrimination in Employment Act of 1967 for twenty-one violations in connection with the maximum age limits prescribed in Section 3 of Act 28 of 1933 as amended, for appointment to positions on municipal fire and police departments; that the Equal Employment Opportunity Commission has advised the State that a repeal of the

maximum ages prescribes in that Section for employment of firemen and policemen would be considered an amicable resolution of the charges against the State; that this Act is designed to repeal such maximum age limitations and should be given effect immediately. Therefore, an emergency is hereby declared to exist and this Act being necessary for the preservation of the public peace, health and safety shall be in full force and effect from and after its passage and approval.

