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Provide Feedback

Benefits for Servicemembers Deployed in State Active-Duty Status

The rights and benefits below are a summary of some protections under Arkansas law for those deployed in state active-duty status. Read the entire legislative sections referenced for additional information. All Code sections are in the Arkansas Code Annotated.

RIGHTS RELATED TO COURT PROCEEDINGS

§ 12-62-406 **COURT STAY.** If you (or your attorney in a state court proceeding) are called to active duty, any pending litigation can be stayed (continued) from fifteen days prior to your deployment beginning through thirty (30) days after the deployment ends.

§ 9-13-110 **CUSTODY.** A child custody and/or visitation Order cannot be permanently modified while you are deployed on active-duty status outside of the state or country.

SCHOOL ATTENDANCE AND STATE EMPLOYMENT RIGHTS

§ 6-61-112 **Tuition Refund.** When a student or student's spouse if children in household is called to active duty, he or she becomes eligible for full refund on tuition or a one-year extension on coursework completion after deactivation.

§ 21-5-1202 **Compensation of State Employees.** If full-time, State employee may be eligible for continued proportionate salary payments which when combined with your active duty pay, incentives, allowances are equal to amount you would have earned but for your activation.

ARKANSAS SOLDIERS' AND AIRMEN'S CIVIL RELIEF ACT

§ 12-62-704 The Arkansas Soldiers' and Airmen's Civil Relief Act applies to Servicemembers on State Active-Duty ordered into active duty by the Governor

under state law or under Title 32 of the United States Code for more than 180 continuous days. It also applies to Servicemembers ordered into active duty under state law or Title 32 as a direct result of the execution of an Emergency Management Assistance Compact or proclamation by the Governor, no matter the length of time.

§ 12-62-704 (b)(4) Soldiers and Airmen assigned to a permanent change of duty station more than fifty miles from their primary residence or who have been discharged or released from active military service under honorable conditions after at least 180 continuous days of active military duty will qualify for residential lease relief outlined in § 12-62-705.

DEATH AND DISABILITY BENEFITS

§24-2-505 (a) (1) Authorizes payment of a death benefit to a designated beneficiary for State Active Duty.

§24-2-505 (b) and (c) Extends the rights of military Servicemembers who become disabled or die while performing qualified military service to those on State Active-Duty Status.

RETIREMENT

Extends the same retirement and pension benefits in Title 10 or Title 32 status to State Active-Duty status.

Extends military service credit under the following retirement systems:

§24-7-602 (c) (2) Arkansas Teacher Retirement System

§24-10-502(d) (2) Arkansas Local Police and Fire Retirement System

§24-11-436 (d) (2) Police Officers' Pension and Relief Fund for cities of the first class

§24-11-817(d) (2) Firemen's relief and pension funds

LICENSE RENEWALS

License renewal fees for nurses and optometrists, veterinarians and veterinary techs, insurance agents, brokers, adjusters and consultants and drivers while on state active duty may be waived. Please see specific code section below for your situation.

§17-86-314 (a) Renewal of licenses

§17-87-308 (h) Nursing

§17-90-304 (a) (2) Optometrists

§17-101-309 Veterinary medicine

§23-64-302 (9) Insurance industry

§23-64-507 (b) (2) (A) Insurance industry

§23-64-511 (a) (3) Insurance industry

§27-16-902 (a) Driver's License

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