

1 State of Arkansas
2 90th General Assembly
3 Regular Session, 2015
4

As Engrossed: H3/17/15
A Bill

HOUSE BILL 1583

5 By: Representative Gossage
6

7 **For An Act To Be Entitled**

8 AN ACT TO AMEND THE LAWS PERTAINING TO A SCHOOL
9 RESOURCE OFFICER; TO AMEND THE LAWS PERTAINING TO
10 STATEWIDE JURISDICTION TO MAKE AN ARREST OR ISSUE A
11 CITATION; TO PERMIT THE ISSUANCE OF A CITATION BY A
12 SCHOOL RESOURCE OFFICER ON A SCHOOL TRIP; AND FOR
13 OTHER PURPOSES.
14

15
16 **Subtitle**

17 TO AMEND THE LAWS PERTAINING TO A SCHOOL
18 RESOURCE OFFICER; TO AMEND THE LAWS
19 PERTAINING TO JURISDICTION TO MAKE AN
20 ARREST OR ISSUE A CITATION; TO PERMIT THE
21 ISSUANCE OF A CITATION BY A SCHOOL
22 RESOURCE OFFICER ON A SCHOOL TRIP.
23

24
25 BE IT ENACTED BY THE GENERAL ASSEMBLY OF THE STATE OF ARKANSAS:
26

27 SECTION 1. Arkansas Code Title 6, Chapter 10, is amended to add an
28 additional section to read as follows:

29 6-10-126. School resource officers.

30 (a) A school district board of directors may accept from a local law
31 enforcement agency with jurisdiction a school resource officer to assist with
32 school security, safety, emergency preparedness, emergency response, or any
33 other responsibility assigned to the school resource officer by the school or
34 law enforcement agency.

35 (b) A school resource officer shall be a certified law enforcement
36 officer and shall have statewide jurisdiction as described under § 16-81-118.



1
2 SECTION 2. Arkansas Code § 16-10-205, concerning a citation issued by
3 a local law enforcement agency for violations of municipal and state laws, is
4 amended to add an additional subsection to read as follows:

5 (h) A citation issued by a school resource officer under § 16-81-118
6 is exempt from the requirements of this section.

7
8 SECTION 3. The title of Arkansas Title 16, Chapter 81, is amended to
9 read as follows:

10
11 Chapter 81 Citation and Arrest

12
13 SECTION 4. Arkansas Code Title 16, Chapter 81, Subchapter 1, is
14 amended to add an additional section to read as follows:

15 16-81-118. Citation and arrest by a school resource officer.

16 (a) As used in this section, "school resource officer" means a school
17 resource officer as described under § 6-10-126.

18 (b) A school resource officer may issue a citation to a person to
19 appear in the local district court having jurisdiction over the place where a
20 violation of state law occurred even if the school resource officer is
21 outside of his or her jurisdiction if:

22 (1) The school resource officer is accompanying students on a
23 school-sanctioned event that takes the students outside the county in which
24 the school is located;

25 (2) The violation of state law is in conjunction with criminal
26 activity that directly involves the students, school employees, or other
27 persons participating in, observing, or assisting the school-sanctioned
28 event; and

29 (3) The person who is the recipient of the citation is a
30 student, school employee, or other person participating in, observing, or
31 assisting the school-sanctioned event.

32 (c) The school resource office shall use a citation book that
33 substantially complies with the citation requirements under § 16-10-205.

34 (d)(1) A citation issued under this section is not valid unless the
35 school resource officer provides at a minimum:

36 (A) The address and phone number of the district court

1 having jurisdiction;

2 (B) The date and time when the recipient of the citation
3 is to appear in the district court;

4 (C) A cite to the specific state law that was alleged to
5 have been violated;

6 (D) The printed name and date of birth of the person
7 receiving the citation; and

8 (E)(i) An opportunity for the person receiving the
9 citation to sign the citation.

10 (ii) If the person who is to receive the citation
11 refuses to sign the citation, the school resource officer is required to
12 arrest the person and deliver him or her to the local law enforcement agency
13 having jurisdiction immediately.

14 (2) The school resource officer shall file a copy of the
15 citation issued under this section at least fifteen (15) days before the
16 court date listed on the citation.

17 (3) The school resource officer shall provide a person receiving
18 a citation under this section a full and complete copy of the citation.

19
20
21
22
23
24
25
26
27
28
29
30
31
32
33
34
35
36

/s/Gossage

APPROVED: 04/07/2015