

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 84th General Assembly
3 Regular Session, 2003

A Bill

SENATE BILL 818

4
5 By: Senator Glover
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For An Act To Be Entitled

8
9 AN ACT CONCERNING THE POWERS OF THE ARKANSAS
10 STATE POLICE COMMISSION; AND FOR OTHER PURPOSES.
11

Subtitle

12
13 AN ACT CONCERNING THE POWERS OF THE
14 ARKANSAS STATE POLICE COMMISSION.
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17 BE IT ENACTED BY THE GENERAL ASSEMBLY OF THE STATE OF ARKANSAS:
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19 SECTION 1. Arkansas Code § 12-8-103 is amended to read as follows:
20 12-8-103. Commission's powers and duties - Restrictions.

21 (a) The Arkansas State Police Commission is directed to approve or
22 disapprove each promotion or demotion and review each application for
23 employment presented to it by the Director of the Department of Arkansas
24 State Police for certification to the eligibility list.

25 (b)(1) The commission is directed to hear appeals of any disciplinary
26 action taken against a commissioned officer by the director that results in
27 removal, suspension, discharge, demotion, or disciplinary transfer.

28 (2) The appeal shall be heard under § 12-8-204(b).

29 (c) The members of the commission are granted disciplinary authority
30 equal to that of supervisory and administrative personnel of the department
31 with respect to violations of rules and regulations committed by an Arkansas
32 State Police employee in the presence of a commissioner.

33 (d)(1) In addition to its existing powers and duties, the commission
34 is authorized to administer oaths and to subpoena witnesses, books, records,
35 and other documents deemed necessary for the proper investigation and
36 performance of any powers, functions, or duties of the commission.



1 (2) All such subpoenas shall be issued by the Chairman of the
2 Arkansas State Police Commission or such other members of the commission as
3 authorized by a majority vote of the membership of the commission.

4 (3)(A) Any person failing to appear or to produce the books,
5 records, or documents subpoenaed by the commission shall be guilty of
6 contempt.

7 (B) The person shall be punished by the circuit court upon
8 petition therefor being filed with the court by the commission in the same
9 manner as provided by law for punishment of contempt of the circuit court.

10 (e)(1) The commission shall perform the duties prescribed in this
11 chapter.

12 (2) For such purposes, it is authorized to promulgate and
13 enforce reasonable and necessary rules and regulations.

14 (f) Members of the commission shall not exercise police powers, nor
15 shall the appointment qualify a commissioner as a law enforcement officer as
16 defined in § 12-9-102(1).

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