

1 State of Arkansas  
2 92nd General Assembly  
3 Regular Session, 2019  
4

# A Bill

HOUSE BILL 1128

5 By: Representatives House, Burch  
6 By: Senator T. Garner  
7

## For An Act To Be Entitled

9 AN ACT TO AMEND THE LAW CONCERNING THE AUTHORITY OF  
10 THE GOVERNOR TO ORDER THE MILITIA INTO SERVICE; TO  
11 AUTHORIZE THE USE OF THE MILITIA TO ADDRESS  
12 CYBERSECURITY THREATS AND CYBERSECURITY  
13 VULNERABILITIES; AND FOR OTHER PURPOSES.  
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## Subtitle

16 TO AMEND THE LAW CONCERNING THE AUTHORITY  
17 OF THE GOVERNOR TO ORDER THE MILITIA INTO  
18 SERVICE; AND TO AUTHORIZE THE USE OF THE  
19 MILITIA TO ADDRESS CYBERSECURITY THREATS  
20 AND CYBERSECURITY VULNERABILITIES.  
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24 BE IT ENACTED BY THE GENERAL ASSEMBLY OF THE STATE OF ARKANSAS:  
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26 SECTION 1. Arkansas Code § 12-61-111(a), concerning the authority to  
27 order the militia into service, is amended to read as follows:

28 (a)(1) The Governor shall have power to order into the active service  
29 of the state for such a period, to such extent, and in such manner as he or  
30 she may deem necessary, all or any part of the organized militia:

31 (A) In case of invasion, disaster, insurrection, riot,  
32 breach of the peace, or imminent danger thereof;

33 (B) To preserve the public health and security and  
34 maintain law and order; ~~or~~

35 (C) For the purpose of working with other state agencies  
36 in the planning and training for emergencies or disasters and to respond to



1 emergencies or disasters; or

2 (D) For the purpose of addressing cybersecurity threats or  
3 cybersecurity vulnerabilities, including without limitation to protect:

4 (i) Critical infrastructure in the state;

5 (ii) An information system owned or operated by the  
6 state;

7 (iii) Information that is stored on, processed by,  
8 or transiting on an information system owned or operated by the state; or

9 (iv) The state by identifying the source of a  
10 cybersecurity threat.

11 (2) Such power shall include the power to order the organized  
12 militia or any part thereof to function under the operational control of the  
13 United States Army, Navy, or Air Force commander in charge of the defense of  
14 any area within the state.