

1 **State of Arkansas**
2 **79th General Assembly**
3 **Second Extraordinary Session, 1994**
4 **By: Senator Scott**

A Bill

Call Item No.
ACT 12 OF 1994
SENATE BILL 27

For An Act To Be Entitled

8 "AN ACT TO AMEND ARKANSAS CODE 12-9-301(2) TO CLARIFY THE
9 DEFINITION OF AUXILIARY LAW ENFORCEMENT OFFICER AND TO
10 ELIMINATE RESTRICTION ON COMPENSATION OF SUCH OFFICERS; TO
11 AMEND ARKANSAS CODE 12-9-307 TO AUTHORIZE AUTHORITIES
12 APPOINTING AUXILIARY LAW ENFORCEMENT OFFICERS TO PAY AND
13 SUCH OFFICERS TO RECEIVE COMPENSATION, PER DIEM, MILEAGE
14 AND OTHER ALLOWANCES FOR THEIR SERVICES; AND FOR OTHER
15 PURPOSES. "

Subtitle

17 **"TO CLARIFY THE DEFINITION OF**
18 **AUXILIARY LAW ENFORCEMENT**
19 **OFFICER AND TO ELIMINATE**
20 **RESTRICTION ON COMPENSATION OF**
21 **SUCH OFFICERS."**

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23
24 **BE IT ENACTED BY THE GENERAL ASSEMBLY OF THE STATE OF ARKANSAS:**

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26 **SECTION 1. Arkansas 12-9-301(2) is amended to read as follows:**

27 **"(2) _Auxiliary law enforcement officer_ means a person who meets the minimum**
28 **standards and training requirements prescribed for such officers by law and regulations, and**
29 **who is appointed by a political subdivision or a law enforcement agency as a reserve officer,**
30 **volunteer officer, or mounted patrol but does not include any officer or deputy sheriff employed**
31 **by a planned community property owners association;"**

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33 **SECTION 2. Arkansas Code 12-9-307 is amended by adding a new subdivision at the**
34 **end to read as follows:**

35 **"(d) An auxiliary law enforcement officer may receive such compensation, per diem,**
36 **expenses or other allowances for his services for such purposes as transporting juveniles as**

1 **may be agreed to by the appointing authority."**

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3 **SECTION 3. All provisions of this act of a general and permanent nature are**
4 **amendatory to the Arkansas Code of 1987 Annotated and the Arkansas Code Revision**
5 **Commission shall incorporate the same in the Code.**

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7 **SECTION 4. If any provision of this act or the application thereof to any person or**
8 **circumstance is held invalid, such invalidity shall not affect other provisions or applications of**
9 **the act which can be given effect without the invalid provision or application, and to this end**
10 **the provisions of this act are declared to be severable.**

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12 **SECTION 5. All laws and parts of laws in conflict with this act are hereby repealed.**

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14 **SECTION 6. EMERGENCY. It is hereby found and determined by the General**
15 **Assembly that under present law auxiliary law enforcement officers may not receive**
16 **compensation for their services; that this restriction is unreasonable and makes it impossible**
17 **for political subdivisions to engage the services of such officers; that in some rural areas, there**
18 **is a severe shortage of law enforcement officers and some political subdivisions in such areas**
19 **are desirous of engaging the services of auxiliary law enforcement officers to perform certain**
20 **specific functions; that this act is designed to remove the restriction on compensation of**
21 **auxiliary law enforcement officers to enable local political subdivisions to engage the services**
22 **of such officers and should be given effect immediately. Therefore, an emergency is hereby**
23 **declared to exist and this act being necessary for the preservation of the public peace, health**
24 **and safety shall be in full force and effect from and after its passage and approval.**

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26 **APPROVED: 8-22-94**

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