

1 **State of Arkansas**
2 **80th General Assembly**
3 **Regular Session, 1995**
4 **By: Representative Johnson**

A Bill

ACT 462 OF 1995
HOUSE BILL 1453

For An Act To Be Entitled

8 "AN ACT TO DESIGNATE THE DIRECTOR OF THE ARKANSAS STATE
9 POLICE AS THE AGENT OF THE STATE TO ACT AS THE
10 INTERMEDIARY BETWEEN THE OFFICE OF THE DEPARTMENT OF
11 DEFENSE COORDINATOR FOR DRUG ENFORCEMENT POLICY AND
12 SUPPORT AND LOCAL LAW ENFORCEMENT AGENCIES FOR THE
13 TRANSFER OF EXCESS DEPARTMENT OF DEFENSE PROPERTY FOR
14 COUNTER-NARCOTICS OPERATIONS UNDER THE PROVISIONS OF
15 SECTION 1208 OF PUBLIC LAW 101-189 OF FISCAL YEAR 1990/91
16 NATIONAL DEFENSE AUTHORIZATION ACT; AND FOR OTHER
17 PURPOSES."

Subtitle

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20 "STATE POLICE DIRECTOR TO ACT AS AGENT
21 BETWEEN DOD COORDINATOR FOR DRUG
22 ENFORCEMENT POLICY AND SUPPORT AND LOCAL
23 LAW ENFORCEMENT AGENCIES FOR TRANSFER OF
24 EXCESS DOD PROPERTY."

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

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28 SECTION 1. The Director of the Arkansas State Police is hereby
29 designated as the Agent of the State of Arkansas for accepting surplus or
30 excess Department of Defense property for the purpose of distributing the same
31 to city and county law enforcement agencies which have been designated by the
32 Office of the Department of Defense Coordinator for Drug Enforcement Policy
33 and Support to receive property for counter-narcotics operations under the
34 provisions of Section 1208 of Public Law 101-189 of fiscal year 1990/91
35 National Defense Authorization Act.

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1 SECTION 2. All provisions of this act of a general and permanent nature
2 are amendatory to the Arkansas Code of 1987 Annotated and the Arkansas Code
3 Revision Commission shall incorporate the same in the Code.

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5 SECTION 3. If any provision of this act or the application thereof to
6 any person or circumstance is held invalid, such invalidity shall not affect
7 other provisions or applications of the act which can be given effect without
8 the invalid provision or application, and to this end the provisions of this
9 act are declared to be severable.

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11 SECTION 4. All laws and parts of laws in conflict with this act are
12 hereby repealed.

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14 SECTION 5. EMERGENCY. It is hereby found and determined by the General
15 Assembly that there is presently no law designating a state government
16 official to act as an intermediary between the Office of the Department of
17 Defense Coordinator for Drug Enforcement Policy and Support and local law
18 enforcement agencies for the purpose of transferring surplus Department of
19 Defense property to local law enforcement agencies for counter-narcotics
20 operations; that this act so provides; and that this act should go into effect
21 immediately in order to facilitate the transfer of surplus Department of
22 Defense property to local law enforcement agencies. Therefore, an emergency
23 is hereby declared to exist and this act being necessary for the immediate
24 preservation of the public peace, health and safety shall be in full force and
25 effect from and after its passage and approval.

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APPROVED: 2-27-95

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