

**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.  
Act 26 of the Regular Session**

1 State of Arkansas  
2 85th General Assembly  
3 Regular Session, 2005  
4

# A Bill

SENATE BILL 71

5 By: Senators T. Smith, Trusty  
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## For An Act To Be Entitled

9 AN ACT TO AUTHORIZE CERTIFIED LAW ENFORCEMENT  
10 OFFICERS OF THE UNITED STATES FISH AND WILDLIFE  
11 SERVICE AND THE USDA FOREST SERVICE TO MAKE  
12 ARRESTS FOR VIOLATIONS OF THE LAWS OF THIS STATE;  
13 AND FOR OTHER PURPOSES.  
14

## Subtitle

15 AN ACT TO AUTHORIZE CERTIFIED LAW  
16 ENFORCEMENT OFFICERS OF THE UNITED  
17 STATES FISH AND WILDLIFE SERVICE AND THE  
18 USDA FOREST SERVICE TO MAKE ARRESTS FOR  
19 VIOLATIONS OF THE LAWS OF THIS STATE.  
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23 BE IT ENACTED BY THE GENERAL ASSEMBLY OF THE STATE OF ARKANSAS:  
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25 SECTION 1. Arkansas Code § 16-81-106(g), pertaining to the authority  
26 of certain law enforcement officers of the federal government to make arrests  
27 of offenders against the laws of the State of Arkansas, is amended to read as  
28 follows:

29 (g) The following persons employed as full-time law enforcement  
30 officers by the federal, state, county, or municipal government, who are  
31 empowered to effect an arrest with or without warrant for violations of the  
32 United States Code and who are authorized to carry firearms in the  
33 performance of their duties, shall be empowered to act as officers for the  
34 arrest of offenders against the laws of this state and shall enjoy the same  
35 immunity, if any, to the same extent and under the same circumstances as



1 certified state law enforcement officers:

2 (1) Federal Bureau of Investigation special agents;

3 (2) United States Secret Service special agents;

4 (3) Immigration and Naturalization Service special agents,  
5 investigators, and patrol officers;

6 (4) United States Marshals Service deputies;

7 (5) Drug Enforcement Administration special agents;

8 (6) United States postal inspectors;

9 (7) United States Customs Service special agents, inspectors,  
10 and patrol officers;

11 (8) United States General Services Administration special  
12 agents;

13 (9) United States Department of Agriculture special agents;

14 (10) Bureau of Alcohol, Tobacco, and Firearms special agents;

15 (11) Internal Revenue Service special agents and inspectors;

16 (12) Certified law enforcement officers of the Department of the  
17 Interior, National Park Service, and the United States Fish and Wildlife  
18 Service; and

19 (13) Members of federal, state, county, municipal, and  
20 prosecuting attorneys' drug task forces; and

21 (14) Certified law enforcement officers of the United States  
22 Department of Agriculture, Forest Service.

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24 SECTION 2. EMERGENCY CLAUSE. It is found and determined by the General  
25 Assembly of the State of Arkansas that crime is a threat to the safety to the  
26 citizens of the State of Arkansas; that additional certified law enforcement  
27 officers can reduce the threat of crime; and that this act is immediately  
28 necessary because it will avoid delay in increasing the number of law  
29 enforcement officers that can arrest offenders of the laws of the State of  
30 Arkansas. Therefore, an emergency is declared to exist and this act being  
31 immediately necessary for the preservation of the public peace, health, and  
32 safety shall become effective on:

33 (1) The date of its approval by the Governor;

34 (2) If the bill is neither approved nor vetoed by the Governor,  
35 the expiration of the period of time during which the Governor may veto the  
36 bill; or

1                   (3) If the bill is vetoed by the Governor and the veto is  
2 overridden, the date the last house overrides the veto.

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