

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 272 of the Regular Session

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

As Engrossed: S2/15/05

A Bill

HOUSE BILL 1195

5 By: Representative Harrelson
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For An Act To Be Entitled

9 AN ACT TO GIVE CERTIFIED LAW ENFORCEMENT OFFICERS
10 FROM ADJOINING STATES THE ABILITY TO DISCHARGE
11 OFFICIAL DUTIES IN ARKANSAS UNDER SPECIFIC
12 CIRCUMSTANCES; AND FOR OTHER PURPOSES.
13

Subtitle

15 AN ACT TO GIVE CERTIFIED LAW ENFORCEMENT
16 OFFICERS FROM ADJOINING STATES THE
17 ABILITY TO DISCHARGE OFFICIAL DUTIES IN
18 ARKANSAS UNDER SPECIFIC CIRCUMSTANCES.
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21 BE IT ENACTED BY THE GENERAL ASSEMBLY OF THE STATE OF ARKANSAS:
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23 SECTION 1. Arkansas Code Title 16, Chapter 81, Subchapter 1 is amended
24 to add an additional section to read as follows:

25 16-81-115. Certified law enforcement officers from adjoining states.

26 (a) A certified law enforcement officer from an adjoining state who is
27 in Arkansas shall have the authorization to act as described in subsection
28 (b) of this section, if the officer is:

29 (1) Regularly assigned to duty in a municipality that is within
30 one (1) mile of an Arkansas border;

31 (2) On duty in his or her regularly assigned municipality at the
32 time he or she enters the city limits of the Arkansas municipality; and

33 (3) Within the city limits of the Arkansas municipality that
34 adjoins the municipality to which the officer is regularly assigned.

35 (b) If the governing body of an Arkansas municipality authorizes it, a



1 certified law enforcement officer who meets the requirements of subsection
2 (a) of this section:

3 (1) Has the same powers, duties, and immunities as a certified
4 law enforcement officer of Arkansas who is acting in the discharge of an
5 official duty; and

6 (2) May enforce Arkansas law and the ordinances of an Arkansas
7 municipality.

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9 SECTION 2. EMERGENCY CLAUSE. It is found and determined by the
10 General Assembly of the State of Arkansas that there is currently no statute
11 that authorizes certified law enforcement officers from border cities to
12 assist Arkansas law enforcement officers, and a statute is needed for the
13 more efficient enforcement of Arkansas law. Therefore, an emergency is
14 declared to exist and this act being immediately necessary for the
15 preservation of the public peace, health, and safety shall become effective
16 on:

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

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

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

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24 /s/ Harrelson

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27 APPROVED: 2/24/2005
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