

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 561 of the Regular Session

1 State of Arkansas  
2 87th General Assembly  
3 Regular Session, 2009

# A Bill

SENATE BILL 468

4  
5 By: Senator J. Key  
6 By: Representative Hopper

## For An Act To Be Entitled

10 AN ACT TO PROHIBIT PERSONS WITH CERTAIN CRIMINAL  
11 HISTORIES FROM PURCHASING OR POSSESSING EMERGENCY  
12 LIGHTS OR SIRENS FOR A VEHICLE; TO PROHIBIT THE  
13 INSTALLATION OF EMERGENCY LIGHTS OR SIRENS ON A  
14 VEHICLE THAT APPEARS TO BE OR MIMICS A LAW  
15 ENFORCEMENT VEHICLE; AND FOR OTHER PURPOSES.

## Subtitle

17  
18 TO PROHIBIT CERTAIN PERSONS FROM  
19 PURCHASING OR POSSESSING EMERGENCY  
20 LIGHTS OR SIRENS FOR A VEHICLE AND TO  
21 PROHIBIT THE INSTALLATION OF EMERGENCY  
22 LIGHTS OR SIRENS ON A VEHICLE THAT IS  
23 NOT A LAW ENFORCEMENT VEHICLE.

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

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28 SECTION 1. Arkansas Code Title 5, Chapter 77, Subchapter 2 is amended  
29 to add a section to read as follows:

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31 5-77-204. Emergency lights and sirens - Prohibited persons.

32 (a) It is unlawful for a person who has pleaded guilty or nolo  
33 contendere to or has been found guilty of a felony or domestic battering in  
34 the third degree, § 5-26-305, or a person required to register as a sex  
35 offender under the Sex Offender Registration Act of 1997, § 12-12-901 et



1 seq., to knowingly:

2 (1) Purchase or possess an emergency vehicle light or siren with  
3 a purpose to install or use the emergency vehicle light or siren on a motor  
4 vehicle that reasonably appears to be or that mimics a law enforcement  
5 vehicle;

6 (2) Install or use an emergency vehicle light or siren on a  
7 motor vehicle that reasonably appears to be or that mimics a law enforcement  
8 vehicle; or

9 (3) Operate a motor vehicle that reasonably appears to be or  
10 that mimics a law enforcement vehicle and the motor vehicle has an emergency  
11 vehicle light or siren installed on the motor vehicle or in use on the motor  
12 vehicle.

13 (b) It is a defense to prosecution under this section that the person  
14 was a certified law enforcement officer acting within the scope of his or her  
15 duty.

16 (c) As used in this section:

17 (1) "Emergency vehicle light" means a device that emits a light  
18 of any color and that is:

19 (A) Designed for use by an emergency vehicle; or

20 (B) Similar in appearance to a device designed for use by  
21 an emergency vehicle;

22 (2) "Law enforcement vehicle" means any vehicle owned or  
23 operated by a law enforcement agency; and

24 (3) "Siren" means an acoustic or electronic device producing a  
25 loud or wailing sound as a signal or warning.

26 (d) A violation of this section is a Class A misdemeanor.

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28 **APPROVED: 3/24/2009**