

1 State of Arkansas  
2 89th General Assembly  
3 Regular Session, 2013  
4

As Engrossed: S3/28/13

# A Bill

SENATE BILL 1032

5 By: Senator G. Stubblefield  
6

## For An Act To Be Entitled

8 AN ACT TO PROVIDE FOR AN ENHANCED PENALTY FOR  
9 IMPERSONATING A LAW ENFORCEMENT OFFICIAL WHEN THE  
10 IMPERSONATION LEADS TO THE SEIZURE OF AN ANIMAL; AND  
11 FOR OTHER PURPOSES.  
12  
13

### Subtitle

14 TO PROVIDE FOR AN ENHANCED PENALTY FOR  
15 IMPERSONATING A LAW ENFORCEMENT OFFICIAL  
16 WHEN THE IMPERSONATION LEADS TO THE  
17 SEIZURE OF AN ANIMAL.  
18  
19  
20

21 BE IT ENACTED BY THE GENERAL ASSEMBLY OF THE STATE OF ARKANSAS:  
22

23 SECTION 1. Arkansas Code § 5-37-208, as amended by Acts 2013, No. 433,  
24 is amended to read as follows:

25 5-37-208. Criminal impersonation.

26 (a)(1) A person commits criminal impersonation in the first degree if,  
27 with the ~~intent~~ purpose to induce a person to submit to pretended official  
28 authority for the purpose to injure or defraud the person, the person:

29 (A) Pretends to be a law enforcement officer by wearing or  
30 displaying, without authority, any uniform or badge by which a law  
31 enforcement officer is lawfully distinguished; or

32 (B) Uses a motor vehicle or motorcycle designed, equipped,  
33 or marked so as to resemble a motor vehicle or motorcycle belonging to a  
34 federal, state, or local law enforcement agency.

35 (2) Criminal impersonation in the first degree is a Class D  
36 felony.



1 (b)(1) A person commits criminal impersonation in the second degree if  
2 the person does an act in his or her pretended or assumed capacity or  
3 character with the purpose to injure, defraud, harass, or intimidate another  
4 person and the actor:

5 (A) Assumes a false identity;

6 (B) Pretends to be a representative of a person or  
7 organization;

8 (C) Pretends to be an officer or employee of the  
9 government other than a law enforcement officer described in subsection (a)  
10 of this section;

11 (D) Pretends that he or she is a law enforcement officer  
12 when the person is not a law enforcement officer; or

13 (E) Pretends to have a handicap or disability.

14 (2) Criminal impersonation in the second degree is a ~~Class A~~  
15 ~~misdemeanor~~.

16 (A) Class D felony if:

17 (i) The victim of the offense is an animal owner;

18 and

19 (ii) An animal of the owner is seized as a result of  
20 the offense; or

21 (B) Class A misdemeanor if otherwise committed.

22 (c) As used in this section:

23 (1) "Animal" means the same as defined in § 5-62-102; and

24 (2) "Owner" means the same as defined in § 5-62-102.

25  
26 /s/G. Stubblefield

27  
28  
29 **APPROVED: 04/12/2013**