

Stricken language would be deleted from present law. Underlined language would be added to present law.

1 State of Arkansas
2 81st General Assembly
3 Regular Session, 1997

As Engrossed: S2/28/97 S3/26/97

A Bill

ACT 1281 OF 1997
SENATE BILL 293

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5 By: Senator Smith
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For An Act To Be Entitled

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9 "AN ACT TO RESTRICT THE PURCHASE OR SALE OF BLUE LIGHTS,
10 BLUE LENS CAPS, AND OFFICIAL LAW ENFORCEMENT INSIGNIA; AND
11 FOR OTHER PURPOSES."
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Subtitle

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14 "TO RESTRICT THE PURCHASE OR SALE OF
15 BLUE LIGHTS, BLUE LENS CAPS, AND
16 OFFICIAL LAW ENFORCEMENT INSIGNIA."
17

18 BE IT ENACTED BY THE GENERAL ASSEMBLY OF THE STATE OF ARKANSAS:
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20 SECTION 1. (a)(1) It shall be unlawful to sell a blue light or blue
21 lens cap to any person other than a law enforcement officer or a county
22 coroner.

23 (2) It shall be unlawful for a person other than a law
24 enforcement officer or a county coroner to buy a blue light or blue lens cap.

25 (b) Before selling a blue light or blue lens cap, the seller shall
26 require the buyer to provide identification that legally demonstrates that the
27 buyer is a law enforcement officer or a county coroner.

28 (c) Each sale of a blue light or blue lens cap shall be reported to the
29 Department of Arkansas State Police on a form prescribed by the department.

30 (d) A violation of this section shall be a Class D felony.

31 (e) As used in this section, "blue light" means an operable blue light
32 which:

33 (1) Is designed for use by an emergency vehicle, or is similar in
34 appearance to a blue light designed for use by an emergency vehicle; and

35 (2) Can be operated by use of the vehicles battery, the vehicles
36 electrical system, or a dry cell battery.

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SECTION 2. (a)(1) It shall be unlawful to sell official law enforcement insignia to any person other than a law enforcement officer.

(2) It shall be unlawful for a person other than a law enforcement officer to buy official law enforcement insignia.

(b) Before selling official law enforcement insignia, the seller shall require the buyer to provide identification that legally demonstrates that the buyer is a law enforcement officer.

(c) A violation of this section shall be a Class A misdemeanor.

(d) As used in this section, the term "official law enforcement insignia" means those items relating to the performance of a persons duty as a law enforcement officer when the items are formally sanctioned by the law enforcement agency employing the person.

SECTION 3. The Department of the Arkansas State Police shall promulgate regulations to implement this act, including regulations that define the type of identification necessary to legally demonstrate that a person is a law enforcement officer or a county coroner.

SECTION 4. All provisions of this act of a general and permanent nature are amendatory to the Arkansas Code of 1987 Annotated and the Arkansas Code Revision Commission shall incorporate the same in the Code.

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

SECTION 6. All laws and parts of laws in conflict with this act are hereby repealed.

/s/Smith

APPROVED: 4-09-97