

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
4

As Engrossed: S2/14/97 H2/19/97 H3/6/97

A Bill

ACT 734 OF 1997
SENATE BILL 300

5 By: Senators Mahony and Ross
6 By: Representatives Dawson, Ingram, Pappas and Judy Smith

For An Act To Be Entitled

8 "AN ACT TO AMEND ARKANSAS CODE § 12-9-403 TO ALLOW LAW
9 ENFORCEMENT OFFICERS ENROLLED IN THE BASIC POLICE TRAINING
10 COURSE TO BE ELIGIBLE TO ENROLL IN TRAFFIC RADAR
11 CERTIFICATION TRAINING; AND FOR OTHER PURPOSES."

Subtitle

12
13 "TO ALLOW LAW ENFORCEMENT OFFICERS
14 ENROLLED IN THE BASIC POLICE TRAINING
15 COURSE TO BE ELIGIBLE FOR TRAFFIC RADAR
16 CERTIFICATION."
17
18

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

20

21 SECTION 1. Arkansas Code § 12-9-403 is amended to read as follows:

22 "12-9-403. Appointment and training.

23 (a) No person shall be appointed as a police traffic radar operator or
24 police traffic radar instructor until the minimum standards for training
25 requirements have been completed.

26 (b) All police traffic radar operators shall have one (1) year from
27 March 22, 1983, to have completed the required training or to have previously
28 met the training requirements or the training equivalent as determined by the
29 Arkansas Commission on Law Enforcement Standards and Training.

30 (c) The training requirements for police traffic radar operators or
31 police traffic radar instructors shall be established by the commission.

32 (d) The commission may issue a certificate evidencing satisfactory
33 completion of the requirements of this subchapter when evidence is submitted
34 by the law enforcement agency director, chief, or sheriff that the police
35 traffic radar operator has met the training requirements.

36 (e) Nothing herein shall be construed to preclude any law enforcement

1 agency from establishing qualifications and standards for appointing and
2 training of police traffic radar operators and police traffic radar
3 instructors that exceed those set by this subchapter or by the commission.

4 (f) Any police traffic radar operator or police traffic radar
5 instructor failing to meet the training requirements as set forth in this
6 subchapter shall lose his authority to operate traffic radar for enforcement
7 purposes.

8 (g) ~~An officer must have completed the basic police training course~~
9 ~~required for officer certification before being eligible to enroll and~~
10 ~~complete the traffic radar course as prescribed by the commission the~~
11 commission required training for officer certification before being eligible
12 for certification as a police traffic radar operator.

13 (h) Only full-time, part-time I and part-time II officers, as defined
14 by commission regulation, will be eligible for certification as a police
15 traffic radar operator."

16

17 SECTION 2. All provisions of this act of general and permanent nature
18 are amendatory to the Arkansas Code of 1987 Annotated and the Arkansas Code
19 Revision Commission shall incorporate the same in the Code.

20

21 SECTION 3. If any provisions of this act or the application thereof to
22 any person or circumstance is held invalid, the invalidity shall not affect
23 other provisions or applications of the act which can be given effect without
24 the invalid provisions or application, and to this end the provisions of this
25 act are declared to be severable.

26

27 SECTION 4. All laws and parts of laws in conflict with this act are
28 hereby repealed.

29

30 /s/Mahony et al

31

32 APPROVED: 3-21-97

33

34

35