

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 377 of the Regular Session

1 State of Arkansas
2 86th General Assembly
3 Regular Session, 2007
4

As Engrossed: S3/14/07

A Bill

HOUSE BILL 1180

5 By: Representatives T. Baker, Overbey, *Adcock, Allen, Blount, E. Brown, Chesterfield, S. Dobbins,*
6 *Greenberg, Hall, D. Johnson, Reep, Reynolds, Webb*
7 By: *Senator Trusty*
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For An Act To Be Entitled

11 AN ACT TO AMEND ARKANSAS CODE § 8-6-412 TO GIVE
12 CODE ENFORCEMENT OFFICERS THE POWER TO ENFORCE
13 LAWS GOVERNING DISCARDED ITEMS ON PUBLIC AND
14 PRIVATE PROPERTY; AND FOR OTHER PURPOSES.

Subtitle

17 AN ACT TO AMEND ARKANSAS CODE § 8-6-412
18 TO GIVE CODE ENFORCEMENT OFFICERS THE
19 POWER TO ENFORCE LAWS GOVERNING
20 DISCARDED ITEMS ON PUBLIC AND PRIVATE
21 PROPERTY.
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24 BE IT ENACTED BY THE GENERAL ASSEMBLY OF THE STATE OF ARKANSAS:
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26 SECTION 1. Arkansas Code § 8-6-412 is amended to read as follows:

27 8-6-412. Enforcement generally.

28 (a) All Arkansas-certified law enforcement officers:

29 (1) Shall enforce ~~the provisions of~~ this subchapter;

30 (2) ~~Are empowered to~~ May issue citations to or arrest persons
31 violating any provision of this subchapter; and

32 (3)(A) May serve and execute all warrants, citations, and other
33 process issued by the courts in enforcing ~~the provisions of~~ this subchapter.

34 (B) In addition, mailing by registered mail of the process
35 to the person's last known place of residence shall be deemed as personal



1 service upon the person charged.

2 (b)(1) Illegal dumps control officers licensed and certified in
3 accordance with § 8-6-905 and code enforcement officers as defined by
4 municipal ordinance may:

5 (A) ~~May enforce the provisions of~~ Enforce this subchapter;
6 and

7 (B) ~~Are empowered to issue~~ Issue citations to persons
8 violating this subchapter.

9 (2) However, illegal dumps control officers licensed and
10 certified in accordance with § 8-6-905 and code enforcement officers as
11 defined by municipal ordinance ~~may shall~~ not:

12 (A) Have the powers of arrest;

13 (B) Carry firearms; or

14 (C) Take any other official law enforcement actions.

15 (c)(1) All certified law enforcement officers may serve and execute
16 all warrants, citations, and other process issued by the courts in enforcing
17 ~~the provisions of~~ this subchapter.

18 (2) In addition, mailing by registered mail of the process to
19 the person's last known place of residence shall be deemed as personal
20 service upon the person charged.

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22 /s/ T. Baker

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24 APPROVED: 3/19/2007

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