

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.

1 State of Arkansas  
2 85th General Assembly  
3 Regular Session, 2005  
4

As Engrossed: H3/30/05

# A Bill

HOUSE BILL 2946

5 By: Representative Bradford  
6 By: *Senator Madison*  
7

## For An Act To Be Entitled

10 AN ACT TO PROTECT THE INTEGRITY OF ARKANSAS STATE  
11 AND LOCAL LAW ENFORCEMENT AGENCIES; TO PROHIBIT  
12 STATE AND LOCAL LAW ENFORCEMENT AGENCIES FROM  
13 USING STATE AND LOCAL RESOURCES TO ENFORCE  
14 FEDERAL CIVIL IMMIGRATION LAWS; AND FOR OTHER  
15 PURPOSES.

### Subtitle

18 TO PROTECT THE INTEGRITY OF ARKANSAS  
19 STATE AND LOCAL LAW ENFORCEMENT AGENCIES  
20 AND TO PROHIBIT STATE AND LOCAL LAW  
21 ENFORCEMENT AGENCIES FROM USING STATE  
22 AND LOCAL RESOURCES TO ENFORCE FEDERAL  
23 CIVIL IMMIGRATION LAWS.

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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 12, Chapter 8, Subchapter 1 is amended*  
29 *to add a new section as follows:*

30 *12-8-125. Restriction -- Use of funds.*

31 *(a) It is the purpose of this section to protect the integrity and*  
32 *resources of state and local law enforcement agencies in the State of*  
33 *Arkansas from unfunded federal and state mandates.*

34 *(b) No state or local law enforcement agency shall use state or local*  
35 *funds, equipment, personnel, or resources for the purposes of:*

36 *(1) Detecting or apprehending persons whose only alleged*



1 violation or violation of law is that they are persons of foreign citizenship  
2 who are present in the United States in violation of federal civil  
3 immigration laws in Title 8 of the United States Code as in existence on  
4 March 1, 2005; or

5 (2) Investigating or enforcing any alleged violation or  
6 violation of federal civil immigration laws in Title 8 of the United States  
7 Code as in existence on March 1, 2005.

8 (c) This section specifically applies to expenditures referenced in §§  
9 12-8-104 and 12-8-118. The section also applies to any other provision of  
10 law that would otherwise authorize expenditures or payments in contravention  
11 of the purpose of this section.

12 (d) This section shall not affect the ability of any state or local  
13 law enforcement agency to take investigative, enforcement, or other  
14 appropriate action with regard to 8 U.S.C. § 1378 or any criminal law.

15 (e) This section shall be liberally construed so as to effectuate its  
16 purpose.

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18 /s/ Bradford  
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