

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 86th General Assembly
3 Regular Session, 2007
4
5 By: Representative Key
6 By: Senator Womack
7

A Bill

HOUSE BILL 2562

For An Act To Be Entitled

10 AN ACT TO AMEND THE ARKANSAS PUBLIC SAFETY
11 COMMUNICATIONS ACT OF 1985 TO REQUIRE PUBLIC
12 SAFETY COMMUNICATIONS PERSONNEL TO RESPOND TO A
13 SUBPOENA ISSUED IN A CRIMINAL INVESTIGATION OR
14 CRIMINAL PROSECUTION; TO PROVIDE CIVIL IMMUNITY
15 TO PUBLIC SAFETY COMMUNICATIONS PERSONNEL FOR
16 COMPLYING WITH THE SUBPOENA; AND FOR OTHER
17 PURPOSES.

Subtitle

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20 TO REQUIRE PUBLIC SAFETY COMMUNICATIONS
21 PERSONNEL TO RESPOND TO A SUBPOENA
22 ISSUED IN A CRIMINAL INVESTIGATION OR
23 CRIMINAL PROSECUTION AND TO PROVIDE
24 IMMUNITY FOR COMPLYING WITH THE
25 SUBPOENA.
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28 BE IT ENACTED BY THE GENERAL ASSEMBLY OF THE STATE OF ARKANSAS:
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30 SECTION 1. Arkansas Code § 12-10-306(a), concerning public safety
31 communications personnel, is amended to add an additional subdivision to read
32 as follows:

33 (5)(A) Required to immediately release without the consent or
34 approval of any supervisor or other entity any information in their custody
35 or control to a prosecuting attorney if requested by a subpoena issued by a
36 prosecutor, grand jury, or any court for use in the prosecution or the



1 investigation of any criminal or suspected criminal activity.

2 (B) The staff or supervisor of a public safety
3 communications center, an operating agency, and the service supplier shall
4 not be liable in any civil action as a result of complying with a subpoena as
5 required in subdivision (a)(5)(A) of this section.

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