

1 State of Arkansas
2 88th General Assembly
3 Regular Session, 2011
4

A Bill

HOUSE BILL 1580

5 By: Representatives Summers, T. Bradford, English, Vines
6 By: Senators B. Sample, E. Williams
7

For An Act To Be Entitled

9 AN ACT TO AMEND THE LAW CONCERNING THE ABUSE OF
10 POLICE POWER UNDER THE ARKANSAS SPEED TRAP LAW; AND
11 FOR OTHER PURPOSES.
12
13

Subtitle

14 TO AMEND THE LAW CONCERNING THE ABUSE OF
15 POLICE POWER UNDER THE ARKANSAS SPEED
16 TRAP LAW.
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20 BE IT ENACTED BY THE GENERAL ASSEMBLY OF THE STATE OF ARKANSAS:
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22 SECTION 1. Arkansas Code § 12-8-403(b)(1), concerning the basis for
23 findings of abuse of police power under the Arkansas Speed Trap Law, is
24 amended to read as follows:

25 (b) It ~~shall be~~ is presumed that the affected municipality is abusing
26 police power upon a finding that:

27 (1) The amount of revenue produced by fines and costs from
28 traffic offenses that are misdemeanors or violations of state law or local
29 ordinance for which citations are written by the police department of the
30 affected municipality occurring on the affected highways exceeds thirty
31 percent (30%) of the affected municipality's total expenditures, less capital
32 expenditures, ~~and~~ and debt service, and water and sewer expenditures, in the
33 preceding year; or
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