

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 204 of the Regular Session

1 State of Arkansas
2 87th General Assembly
3 Regular Session, 2009
4

A Bill

HOUSE BILL 1370

5 By: Representative Breedlove
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For An Act To Be Entitled

9 AN ACT TO EXEMPT COUNTY INSPECTORS AND CODE
10 ENFORCEMENT OFFICERS FROM LAW ENFORCEMENT
11 TRAINING REQUIREMENTS; AND FOR OTHER PURPOSES.
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Subtitle

13 AN ACT TO EXEMPT COUNTY INSPECTORS AND
14 CODE ENFORCEMENT OFFICERS FROM LAW
15 ENFORCEMENT TRAINING REQUIREMENTS.
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19 BE IT ENACTED BY THE GENERAL ASSEMBLY OF THE STATE OF ARKANSAS:
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21 SECTION 1. Arkansas Code § 12-9-108 is amended to read as follows:

22 12-9-108. Failure to meet qualifications – Effect – Exemptions.

23 (a) Actions taken by law enforcement officers who do not meet all of
24 the standards and qualifications set forth in this subchapter or made by the
25 Arkansas Commission on Law Enforcement Standards and Training shall not be
26 held invalid merely because of the failure to meet the standards and
27 qualifications.

28 (b)(1) Nothing in this subchapter or any requirements made by the
29 commission shall prevent any action by a private citizen that is now
30 authorized by law.

31 (2) No provision of this subchapter shall affect the deputizing
32 of a private citizen by a law enforcement officer in a time of a disaster or
33 emergency.

34 (3) Nothing in this subchapter or any other law shall prohibit
35 inspectors and code enforcement officers of cities ~~and~~, towns, or counties



1 from issuing citations for the violation of municipal or county codes,
2 ordinances, or regulations that they are charged by their city ~~or~~, town, or
3 county with the duty of enforcing.

4 (4)(A) Cities of the first class, cities of the second class,
5 and incorporated towns are authorized to employ persons or to contract with
6 private or public corporations, associations, or other entities, whether
7 charitable, nonprofit, or for profit, that employ persons who do not meet
8 certification requirements prescribed by the commission to enforce and
9 execute any or all provisions of a municipal parking enforcement ordinance,
10 including, but not limited to, the issuance of citations, the collection of
11 fines, and any other parking enforcement process or procedure as may be
12 established by ordinance of the municipality.

13 (B) Persons employed under this subdivision (b)(4) shall
14 not carry firearms nor take any other official law enforcing action except
15 that enumerated in subdivision (b)(4)(A) of this section.

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17 **APPROVED: 2/20/2009**
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