

ARKANSAS SENATE
89th General Assembly - Regular Session, 2013
Amendment Form

Subtitle of Senate Bill No. 1032

TO PROVIDE FOR AN ENHANCED PENALTY FOR IMPERSONATING A LAW ENFORCEMENT
OFFICIAL WHEN THE IMPERSONATION LEADS TO THE SEIZURE OF AN ANIMAL.

Amendment No. 1 to Senate Bill No. 1032

Amend Senate Bill No. 1032 as originally introduced:

Delete everything after the enacting clause and substitute:

"SECTION 1. Arkansas Code § 5-37-208, as amended by Acts 2013, No. 433, is amended to read as follows:

5-37-208. Criminal impersonation.

(a)(1) A person commits criminal impersonation in the first degree if, with the ~~intent~~ purpose to induce a person to submit to pretended official authority for the purpose to injure or defraud the person, the person:

(A) Pretends to be a law enforcement officer by wearing or displaying, without authority, any uniform or badge by which a law enforcement officer is lawfully distinguished; or

(B) Uses a motor vehicle or motorcycle designed, equipped, or marked so as to resemble a motor vehicle or motorcycle belonging to a federal, state, or local law enforcement agency.

(2) Criminal impersonation in the first degree is a Class D felony.

(b)(1) A person commits criminal impersonation in the second degree if the person does an act in his or her pretended or assumed capacity or character with the purpose to injure, defraud, harass, or intimidate another person and the actor:

(A) Assumes a false identity;

(B) Pretends to be a representative of a person or organization;

(C) Pretends to be an officer or employee of the government other than a law enforcement officer described in subsection (a) of this section;

(D) Pretends that he or she is a law enforcement officer when the person is not a law enforcement officer; or

(E) Pretends to have a handicap or disability.

(2) Criminal impersonation in the second degree is a ~~Class A misdemeanor.~~

(A) Class D felony if:



and

(i) The victim of the offense is an animal owner;

(ii) An animal of the owner is seized as a result of the offense; or

(B) Class A misdemeanor if otherwise committed.

(c) As used in this section:

(1) "Animal" means the same as defined in § 5-62-102; and

(2) "Owner" means the same as defined in § 5-62-102."

The Amendment was read the first time, rules suspended and read the second time and _____

By: Senator G. Stubblefield

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BPG578

Secretary