

State of Arkansas

76th General Assembly

Regular Session, 1987

AS ENGROSSED 2/3/87

HOUSE BILL 1217

By: Representative McCuiston

"AN ACT TO AMEND SECTION 8 OF ACT 757 OF 1983 [ARK. STATS. 42-1408] TO RESTORE TORT IMMUNITY FOR CITIES USING AUXILIARY POLICE; DECLARING AN EMERGENCY; AND FOR OTHER PURPOSES."

BE IT ENACTED BY THE GENERAL ASSEMBLY OF THE STATE OF ARKANSAS:

SECTION 1. Section 8 of Act 757 of 1983, the same being Arkansas Statutes 42-1408, is hereby amended to read as follows:

"Section 8. The law enforcement agency director, Chief or Sheriff and the political subdivision appointing the auxiliary law enforcement officer shall not be held either civilly or criminally liable or in any other manner for the actions of an auxiliary law enforcement officer."

SECTION 2. All laws and parts of laws in conflict with this Act are hereby repealed.

SECTION 3. EMERGENCY. Whereas, Section 8 of Act 757 of 1983 as presently written is in conflict with other state laws which provide tort immunity for Arkansas local governments and their employees, volunteer firemen and auxiliary police and this Act will conform to other existing laws and should be given effect immediately. Therefore, an emergency is hereby declared to exist and this Act being necessary for the preservation of the public peace, health and safety shall be in full force and effect from and after its passage and approval.

/s/ Lloyd McCuiston

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