

State of Arkansas

CALL ITEM 38

76th General Assembly

Third Extraordinary Session, 1988

HOUSE BILL 1036

By: Representatives Allen, Parkerson and Mullenix

"AN ACT TO AMEND ARKANSAS CODE 16-81-106(e) TO EMPOWER NATIONAL PARK SERVICE DESIGNATED OFFICERS AND EMPLOYEES TO ARREST PERSONS WHO VIOLATE ARKANSAS LAWS; AND FOR OTHER PURPOSES."

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

SECTION 1. Arkansas Code 16-81-106(e) is hereby amended to read as follows:

"(e) The following persons employed as full-time law enforcement officers by the federal government, who are empowered to effect an arrest with or without warrant for violations of the United States Code and who are authorized to carry firearms in the performance of their duties, shall be empowered to act as an officer for the arrest of offenders against the laws of this state and shall enjoy the same immunity, if any, to the same extent and under the same circumstances as certified state law enforcement officers:

- (1) Federal Bureau of Investigation special agents;
- (2) United States Secret Service special agents;
- (3) Immigration and Naturalization Service special agents, investigators, and patrol officers;
- (4) United States Marshals Service deputies;
- (5) Drug Enforcement Administration special agents;
- (6) United States postal inspectors;
- (7) United States Custom Service special agents, inspectors, and patrol officers;
- (8) United States General Services Administration special agents;
- (9) United States Department of Agriculture special agents;
- (10) Bureau of Alcohol, Tobacco and Firearms special agents;
- (11) Internal Revenue Service special agents and inspectors; and

(12) Department of the Interior, National Park Service designated certain officers or employees."

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 All laws and parts of laws in conflict with this Act are hereby repealed.

SECTION 3. Emergency. It is hereby found and determined by the General Assembly that properly certified law enforcement officers of the U. S. Forest Service and the National Park Service are not now included in the list of federal law enforcement officers who are authorized to arrest persons who violate Arkansas laws; that these federal officers should have that authority and in order to protect the public welfare should be granted that authority as soon as possible. Therefore, an emergency is hereby declared to exist and this Act being immediately 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.

