

State of Arkansas

77th General Assembly

Regular Session, 1989

A Bill

SENATE BILL

445

By: Senator Dowd

For An Act To Be Entitled

"AN ACT TO AMEND ARKANSAS 17-33-202 AND 17-33-203 TO ADD  
ADDITIONAL MEMBERS TO THE ARKANSAS BOARD OF PRIVATE  
INVESTIGATORS AND PRIVATE SECURITY AGENCIES; AND FOR OTHER  
PURPOSES."

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

SECTION 1. Arkansas Code 17-33-202 (a) is hereby amended to read as follows:

"(a) The board shall be composed of nine (9) members as follows:

(1) One (1) citizen who is not registered under this chapter and who is not employed by the same person as any other member of the board, appointed by the Governor from a list of three (3) names submitted by the Arkansas Sheriff's Association, subject to confirmation by the Senate;

(2) One (1) municipal law enforcement officer or his designee, appointed by the Governor from a list of three (3) names submitted by the Arkansas Municipal Police Association, subject to confirmation by the Senate;

(3) One (1) member who is registered under this chapter, who is a Class A or Class D licensee, who has been engaged for a period of five (5) consecutive years as a private investigator, and who is not employed by the same person as any other member of the board, appointed by the Governor, subject to confirmation by the Senate;

(4) One (1) member who is registered under this chapter, who has been employed for a period of five (5) consecutive years by a security services contractor, and who is not employed by the same person as any other member of the board, appointed by the Governor, subject to confirmation by the Senate;

(5) One (1) polygraph examiner who is registered under chapter 32 of this title, who has been engaged for a period of five (5) consecutive years

as a polygraph examiner, and who is not employed by the same person as any other member of the board, appointed by the Governor, subject to confirmation by the Senate;

(6) One (1) member in business with contract security service responsibilities that does not hold a license under this chapter, appointed by the Governor from a list of three (3) names submitted by the Arkansas Chapter of the American Society of Industrial Security, subject to confirmation by the Senate;

(7) One (1) member who is registered under this chapter, who has been engaged for a period of five (5) consecutive years in the alarms systems profession, and who is not employed by the same person as any other member of the board, appointed by the Governor, subject to confirmation by the Senate;

(8) The Secretary of State or his designated representative shall serve as a member of the board and such service shall not jeopardize the individual's official capacity with the State of Arkansas;

(9) The Director of the Vocational and Technical Education Division of the Arkansas Department of Education or his designated representative shall serve as member of the board and such service shall not jeopardize the individual's official capacity with the State of Arkansas.

(b) The experience qualifications prescribed for membership on the board in subsection (a) of this section shall be satisfied by experience of five (5) years in the particular field as a police officer in the State of Arkansas or in the armed forces of the United States, or both."

SECTION 2. Arkansas Code 17-33-203 is hereby amended to read as follows:

"17-33-203. Members - Terms - Removal - Vacancies - Compensation.

(a) Members of the board shall serve four-year terms.

(b) No member shall serve two (2) consecutive terms. This provision shall not apply to the Secretary of State or his designated representative on the board, or to the Director of the Vocational and Technical Education Division of the Arkansas Department of Education or his designated representative serving on the board.

(c) Each member, unless removed by the Governor, shall hold office until his successor is appointed and qualified.

(d) Any member who fails to attend two (2) or more consecutive meetings

of the board without reasonable cause may be removed by the Governor.

(e) The Governor shall fill all vacancies occurring among appointed members of the board, subject to confirmation by the Senate, with appointments for the duration of the unexpired term.

(f) The members of the board shall serve without pay but shall be reimbursed for their necessary and actual expenses, not to exceed the amount allowed by state law."

SECTION 3. All provisions of this Act of a general and permanent nature are amendatory to the Arkansas Code of 1987 Annotated and the Arkansas Code Revision Commission shall incorporate the same in the Code.

SECTION 4. All laws and parts of laws in conflict with this Act are hereby repealed.