

1 **State of Arkansas**
2 **79th General Assembly**
3 **Second Extraordinary Session, 1994**
4 **By: Senator Scott**

A Bill

Call Item No.
SENATE BILL

For An Act To Be Entitled

8 "AN ACT TO AMEND ARKANSAS CODE 12-9-301(2) TO CLARIFY THE
9 DEFINITION OF AUXILIARY LAW ENFORCEMENT OFFICER AND TO
10 ELIMINATE RESTRICTION ON COMPENSATION OF SUCH OFFICERS; TO
11 AMEND ARKANSAS CODE 12-9-307 TO AUTHORIZE AUTHORITIES
12 APPOINTING AUXILIARY LAW ENFORCEMENT OFFICERS TO PAY AND
13 SUCH OFFICERS TO RECEIVE COMPENSATION, PER DIEM, MILEAGE
14 AND OTHER ALLOWANCES FOR THEIR SERVICES; AND FOR OTHER
15 PURPOSES."

Subtitle

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18 "TO CLARIFY THE DEFINITION OF AUXILIARY
19 LAW ENFORCEMENT OFFICER AND TO ELIMINATE
20 RESTRICTION ON COMPENSATION OF SUCH
21 OFFICERS."

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

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25 SECTION 1. Arkansas 12-9-301(2) is amended to read as follows:

26 "(2) Auxiliary law enforcement officer means a person who meets the
27 minimum standards and training requirements prescribed for such officers by
28 law and regulations, and who is appointed by a political subdivision or a law
29 enforcement agency as a reserve officer, volunteer officer, or mounted patrol
30 but does not include any officer or deputy sheriff employed by a planned
31 community property owners association;"

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33 SECTION 2. Arkansas Code 12-9-307 is amended by adding a new
34 subdivision at the end to read as follows:

35 "(d) An auxiliary law enforcement officer may receive such

1 compensation, per diem, expenses or other allowances for his services for such
2 purposes as transporting juveniles as may be agreed to by the appointing
3 authority."

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

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9 SECTION 4. If any provision of this act or the application thereof to
10 any person or circumstance is held invalid, such invalidity shall not affect
11 other provisions or applications of the act which can be given effect without
12 the invalid provision or application, and to this end the provisions of this
13 act are declared to be severable.

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15 SECTION 5. All laws and parts of laws in conflict with this act are
16 hereby repealed.

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18 SECTION 6. EMERGENCY. It is hereby found and determined by the General
19 Assembly that under present law auxiliary law enforcement officers may not
20 receive compensation for their services; that this restriction is unreasonable
21 and makes it impossible for political subdivisions to engage the services of
22 such officers; that in some rural areas, there is a severe shortage of law
23 enforcement officers and some political subdivisions in such areas are
24 desirous of engaging the services of auxiliary law enforcement officers to
25 perform certain specific functions; that this act is designed to remove the
26 restriction on compensation of auxiliary law enforcement officers to enable
27 local political subdivisions to engage the services of such officers and
28 should be given effect immediately. Therefore, an emergency is hereby
29 declared to exist and this act being necessary for the preservation of the
30 public peace, health and safety shall be in full force and effect from and
31 after its passage and approval.

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