

1 State of Arkansas
2 80th General Assembly
3 Regular Session, 1995
4 By: Representative Hunton

A Bill

HOUSE BILL 2157

For An Act To Be Entitled

"AN ACT TO AMEND ARKANSAS CODE 5-64-501 CONCERNING CERTAIN
EMPLOYEES OF THE STATE DEPARTMENT OF HEALTH WHO HAVE LAW
ENFORCEMENT DUTIES RELATING TO CONTROLLED SUBSTANCES OR TO
COUNTERFEIT DRUGS; AND FOR OTHER PURPOSES."

Subtitle

"AN ACT CONCERNING CERTAIN EMPLOYEES OF
THE STATE DEPARTMENT OF HEALTH WHO HAVE
LAW ENFORCEMENT DUTIES RELATING TO
CONTROLLED SUBSTANCES OR TO COUNTERFEIT
DRUGS."

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

SECTION 1. Arkansas Code 5-64-501 is amended to read as follows:

"5-64-501. Powers of officials generally.

(a) Any law enforcement officer, or any person authorized to enforce subchapters 1-6 of this chapter, or any employee of the State Health Department designated by the director to conduct examinations, investigations, or inspections under subchapters 1-6 of this chapter relating to controlled substances or to counterfeit drugs may:

(1) Carry firearms in the performance of his official duties;

(2) Execute and serve search warrants, arrest warrants, administrative inspection warrants, subpoenas, and summonses issued under the authority of this state;

(3) Make arrests without warrant for any offense under

1 subchapters 1-6 of this chapter committed in his presence, or if he has
2 probable cause to believe that the person to be arrested has committed a
3 violation of subchapters 1-6 of this chapter which may constitute a felony;

4 (4) Make seizures of property pursuant to subchapters 1-6 of
5 this chapter; or

6 (5) Perform other law enforcement duties as the director
7 designates.

8 (b) Beginning January 1, 1996, employees of the State Health
9 Department must be certified as law enforcement officers in order to exercise
10 powers pursuant to this section."

11

12 SECTION 2. All provisions of this act of a general and permanent
13 nature are amendatory to the Arkansas Code of 1987 Annotated and the Arkansas
14 Code Revision Commission shall incorporate the same in the Code.

15

16 SECTION 3. If any provision of this act or the application thereof to
17 any person or circumstance is held invalid, such invalidity shall not affect
18 other provisions or applications of the act which can be given effect without
19 the invalid provision or application, and to this end the provisions of this
20 act are declared to be severable.

21

22 SECTION 4. All laws and parts of laws in conflict with this act are
23 hereby repealed.

24

25

26

27

28

29

30

31

32

33

34

35

