

Stricken language would be deleted from present law. Underlined language would be added to present law.

1 State of Arkansas  
2 81st General Assembly  
3 Regular Session, 1997  
4

As Engrossed: S2/14/97 H2/19/97 H3/6/97

## A Bill

SENATE BILL 300

5 By: Senators Mahony and Ross  
6 By: Representatives Dawson, Ingram, Pappas and Judy Smith

### For An Act To Be Entitled

8 "AN ACT TO AMEND ARKANSAS CODE § 12-9-403 TO ALLOW LAW  
9 ENFORCEMENT OFFICERS ENROLLED IN THE BASIC POLICE TRAINING  
10 COURSE TO BE ELIGIBLE TO ENROLL IN TRAFFIC RADAR  
11 CERTIFICATION TRAINING; AND FOR OTHER PURPOSES."

### Subtitle

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13 "TO ALLOW LAW ENFORCEMENT OFFICERS  
14 ENROLLED IN THE BASIC POLICE TRAINING  
15 COURSE TO BE ELIGIBLE FOR TRAFFIC RADAR  
16 CERTIFICATION."  
17  
18

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

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21 SECTION 1. Arkansas Code § 12-9-403 is amended to read as follows:

22 "12-9-403. Appointment and training.

23 (a) No person shall be appointed as a police traffic radar operator or  
24 police traffic radar instructor until the minimum standards for training  
25 requirements have been completed.

26 (b) All police traffic radar operators shall have one (1) year from  
27 March 22, 1983, to have completed the required training or to have previously  
28 met the training requirements or the training equivalent as determined by the  
29 Arkansas Commission on Law Enforcement Standards and Training.

30 (c) The training requirements for police traffic radar operators or  
31 police traffic radar instructors shall be established by the commission.

32 (d) The commission may issue a certificate evidencing satisfactory  
33 completion of the requirements of this subchapter when evidence is submitted  
34 by the law enforcement agency director, chief, or sheriff that the police  
35 traffic radar operator has met the training requirements.

36 (e) Nothing herein shall be construed to preclude any law enforcement

1 agency from establishing qualifications and standards for appointing and  
2 training of police traffic radar operators and police traffic radar  
3 instructors that exceed those set by this subchapter or by the commission.

4 (f) Any police traffic radar operator or police traffic radar  
5 instructor failing to meet the training requirements as set forth in this  
6 subchapter shall lose his authority to operate traffic radar for enforcement  
7 purposes.

8 (g) ~~An officer must have completed the basic police training course~~  
9 ~~required for officer certification before being eligible to enroll and~~  
10 ~~complete the traffic radar course as prescribed by the commission the~~  
11 commission required training for officer certification before being eligible  
12 for certification as a police traffic radar operator.

13 (h) Only full-time, part-time I and part-time II officers, as defined  
14 by commission regulation, will be eligible for certification as a police  
15 traffic radar operator."

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17 SECTION 2. All provisions of this act of general and permanent nature  
18 are amendatory to the Arkansas Code of 1987 Annotated and the Arkansas Code  
19 Revision Commission shall incorporate the same in the Code.

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21 SECTION 3. If any provisions of this act or the application thereof to  
22 any person or circumstance is held invalid, the invalidity shall not affect  
23 other provisions or applications of the act which can be given effect without  
24 the invalid provisions or application, and to this end the provisions of this  
25 act are declared to be severable.

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

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30 /s/Mahony et al

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