

Stricken language would be deleted from and underlined language would be added to the law as it existed prior to this session of the General Assembly.

1 State of Arkansas
2 85th General Assembly
3 Regular Session, 2005
4

A Bill

HOUSE BILL 2389

5 By: Representative Lamoureux
6
7

For An Act To Be Entitled

9 AN ACT TO PLACE PUBLIC INSTITUTIONS OF HIGHER
10 EDUCATION UNDER THE JURISDICTION OF THE STATE
11 FIRE MARSHAL ENFORCEMENT SECTION FOR PURPOSES OF
12 FIRE PREVENTION AND INVESTIGATION; AND FOR OTHER
13 PURPOSES.
14

Subtitle

15 AN ACT TO PLACE PUBLIC INSTITUTIONS OF
16 HIGHER EDUCATION UNDER THE JURISDICTION
17 OF THE STATE FIRE MARSHAL ENFORCEMENT
18 SECTION FOR PURPOSES OF FIRE PREVENTION
19 AND INVESTIGATION.
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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 Code § 12-13-105 is amended to read as follows:

26 12-13-105. Duties of State Fire Marshal Enforcement Section.

27 The State Fire Marshal Enforcement Section shall have the
28 responsibility to:

29 (1) Provide sufficient training to the several deputy fire
30 marshals in the State of Arkansas to enable them to better understand their
31 duties and their authority and to motivate them to perform their duties in an
32 effective and efficient manner;

33 (2) Coordinate fire prevention efforts with other agencies and
34 groups;

35 (3) Develop and present public awareness programs in fire
36 prevention and protection;



1 (4) Develop and disseminate fire prevention information and
2 material;

3 (5) Enforce the fire prevention code and periodically revise and
4 update such code;

5 (6) Investigate fires of a suspicious nature in the state; ~~and~~

6 (7) Do and perform such other functions as will promote an
7 efficient and effective fire prevention and control program in the state;
8 and

9 (8) Exercise the duties and authority described in this section
10 concerning fire prevention and investigation over property and facilities
11 owned or controlled by public institutions of higher education as described
12 in § 6-62-301 et seq.

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14 SECTION 2. Arkansas Code § 14-53-112 is amended to read as follows:

15 14-53-112. Fire marshal may be armed.

16 (a) For purposes of this section, "municipal fire marshal" means a
17 person who holds a full-time office or position of fire marshal created by
18 ordinance in a city of the first class, and who:

19 (1) Is responsible for the detection and prevention of arson,
20 the enforcement of laws relating to arson and other burning, and enforcement
21 of the city and state fire prevention codes, except in instances involving
22 public institutions of higher education as provided in § 12-13-105(8);

23 (2) Has successfully completed a course of study for law
24 enforcement officers approved by the Arkansas Commission on Law Enforcement
25 Standards and Training;

26 (3) Has successfully completed an eighty-hour fire and arson
27 investigation course offered by the National Fire Academy, or the Arkansas
28 Fire Training Academy, or an equivalent course; and

29 (4) Has completed a one-week fire safety inspection class
30 offered by the National Fire Academy, or the Arkansas Fire Training Academy,
31 or an equivalent class.

32 (b) A municipal fire marshal is hereby authorized and empowered to
33 carry a weapon and to make arrests for violations of the laws relating to
34 arson and other unlawful burning.

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