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.

2 OWN CONTAINANSMINDY FILE Diff 3 Regular Session, 2005 SENATE BILL 266 4 5 By: Senator Madison 6 7 For An Act To Be Entitled 7 AN ACT TO AUTHORIZE A COUNTY SHERIFF TO DEPUTIZE 10 A CONSTABLE WHOSE TOWNSHIP IS WITHIN THE 11 SHERIFF'S JURISDICTION; TO CLARIFY THE LAW 12 ENFOREMENT RESPONSIBILITIES OF CONSTABLES; AND 13 FOR OTHER PURPOSES. 14 Subtitle 15 Subtitle 16 TO AUTHORIZE A COUNTY SHERIFF TO 17 DEPUTIZE A COUNTY SHERIFF TO 18 WITHIN THE SHERIFF'S JURISDICTION AND TO 19 CLARIFY THE LAW ENFORCEMENT 18 WITHIN THE SHERIFF'S JURISDICION AND TO 19 CLARIFY THE LAW ENFORCEMENT 20 RESPONSIBILITIES OF CONSTABLES. 21 SECTION 1. As used in this act: 22 SECTION 1. As used in this act: 23 BE IT ENACTED BY THE GENERAL ASSEMBLY OF THE STATE OF ARKANSAS: 24 Arkansas Commission on Law Enforcement officer" means a person who has 25 SECTION 1. As used in this act:<	1 2	State of Arkansas 85th General Assembly	A Bill		
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36 SECTION 2. (a) A sheriff may appoint, as a deputy sheriff, any		ሮ፱ርጥፐርስ ን ረ-ነ	A chariff may appoint of a deriver -1	oriff or	



1	constable whose township lies within the county over which the sheriff has
2	jurisdiction.
3	(b)(1) A constable who is appointed as a deputy sheriff shall be a
4	certified law enforcement officer.
5	(2) After certification, a constable who is appointed as a
6	deputy sheriff may exercise all the powers of a deputy sheriff.
7	
8	SECTION 3. (a) A constable who is engaged solely in administrative or
9	civil duty is not required to be a certified law enforcement officer and may
10	serve process in civil matters. A constable who is engaged solely in
11	administrative or civil duty shall not have access to criminal history
12	records through the Arkansas Crime Information Center.
13	(b) In order to exercise any authority, power, or duty concerning the
14	criminal laws of the county or state, including access to criminal history
15	records through the Arkansas Crime Information Center, a constable shall:
16	(1) Be a certified law enforcement officer; and
17	(2)(A) Work under the direct supervision of a designated on-
18	duty, full-time certified law enforcement officer who is:
19	(i) Responsible for the conduct and performance of
20	the constable; and
21	(ii) Employed by the regular law enforcement agency
22	to which the constable is detached, deputized, commissioned, or associated.
23	(B) Direct supervision does not require the supervising
24	law enforcement officer to be in the physical presence of the law enforcement
25	officer being supervised.
26	(c) The office of constable shall not be considered a law enforcement
27	agency.
28	(d) All authority, powers, or duties of constables not specifically
29	addressed in this act are repealed.
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