

State of Arkansas  
85th General Assembly  
Regular Session, 2005

# A Bill

SENATE BILL 71

By: Senators T. Smith, Trusty

## For An Act To Be Entitled

AN ACT TO AUTHORIZE CERTIFIED LAW ENFORCEMENT  
OFFICERS OF THE UNITED STATES FISH AND WILDLIFE  
SERVICE AND THE USDA FOREST SERVICE TO MAKE  
ARRESTS FOR VIOLATIONS OF THE LAWS OF THIS STATE;  
AND FOR OTHER PURPOSES.

## Subtitle

AN ACT TO AUTHORIZE CERTIFIED LAW  
ENFORCEMENT OFFICERS OF THE UNITED  
STATES FISH AND WILDLIFE SERVICE AND THE  
USDA FOREST SERVICE TO MAKE ARRESTS FOR  
VIOLATIONS OF THE LAWS OF THIS STATE.

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

SECTION 1. Arkansas Code § 16-81-106(g), pertaining to the authority of certain law enforcement officers of the federal government to make arrests of offenders against the laws of the State of Arkansas, is amended to read as follows:

(g) The following persons employed as full-time law enforcement officers by the federal, state, county, or municipal government, who are empowered to effect an arrest with or without warrant for violations of the United States Code and who are authorized to carry firearms in the performance of their duties, shall be empowered to act as officers for the arrest of offenders against the laws of this state and shall enjoy the same immunity, if any, to the same extent and under the same circumstances as certified state law enforcement officers:



- 1 (1) Federal Bureau of Investigation special agents;
- 2 (2) United States Secret Service special agents;
- 3 (3) Immigration and Naturalization Service special agents,
- 4 investigators, and patrol officers;
- 5 (4) United States Marshals Service deputies;
- 6 (5) Drug Enforcement Administration special agents;
- 7 (6) United States postal inspectors;
- 8 (7) United States Customs Service special agents, inspectors,
- 9 and patrol officers;
- 10 (8) United States General Services Administration special
- 11 agents;
- 12 (9) United States Department of Agriculture special agents;
- 13 (10) Bureau of Alcohol, Tobacco, and Firearms special agents;
- 14 (11) Internal Revenue Service special agents and inspectors;
- 15 (12) Certified law enforcement officers of the Department of the
- 16 Interior, National Park Service, and the United States Fish and Wildlife
- 17 Service; and
- 18 (13) Members of federal, state, county, municipal, and
- 19 prosecuting attorneys' drug task forces; and
- 20 (14) Certified law enforcement officers of the United States
- 21 Department of Agriculture, Forest Service.

22

23 SECTION 2. EMERGENCY CLAUSE. It is found and determined by the General

24 Assembly of the State of Arkansas that crime is a threat to the safety to the

25 citizens of the State of Arkansas; that additional certified law enforcement

26 officers can reduce the threat of crime; and that this act is immediately

27 necessary because it will avoid delay in increasing the number of law

28 enforcement officers that can arrest offenders of the laws of the State of

29 Arkansas. Therefore, an emergency is declared to exist and this act being

30 immediately necessary for the preservation of the public peace, health, and

31 safety shall become effective on:

- 32 (1) The date of its approval by the Governor;
- 33 (2) If the bill is neither approved nor vetoed by the Governor,
- 34 the expiration of the period of time during which the Governor may veto the
- 35 bill; or
- 36 (3) If the bill is vetoed by the Governor and the veto is

overridden, the date the last house overrides the veto.

2  
3  
4  
5  
6  
7  
8  
9  
10  
11  
12  
13  
14  
15  
16  
17  
18  
19  
20  
21  
22  
23  
24  
25  
26  
27  
28  
29  
30  
31  
32  
33  
34  
35  
36