

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 86th General Assembly  
3 Regular Session, 2007

# A Bill

HOUSE BILL 1180

4  
5 By: Representatives T. Baker, Overbey  
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## For An Act To Be Entitled

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9 AN ACT TO AMEND ARKANSAS CODE § 8-6-412 TO GIVE  
10 CODE ENFORCEMENT OFFICERS THE POWER TO ENFORCE  
11 LAWS GOVERNING DISCARDED ITEMS ON PUBLIC AND  
12 PRIVATE PROPERTY; AND FOR OTHER PURPOSES.  
13

## Subtitle

14  
15 AN ACT TO AMEND ARKANSAS CODE § 8-6-412  
16 TO GIVE CODE ENFORCEMENT OFFICERS THE  
17 POWER TO ENFORCE LAWS GOVERNING  
18 DISCARDED ITEMS ON PUBLIC AND PRIVATE  
19 PROPERTY.  
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22 BE IT ENACTED BY THE GENERAL ASSEMBLY OF THE STATE OF ARKANSAS:  
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24 SECTION 1. Arkansas Code § 8-6-412 is amended to read as follows:  
25 8-6-412. Enforcement generally.

26 (a) All Arkansas-certified law enforcement officers:

27 (1) Shall enforce ~~the provisions of~~ this subchapter;

28 (2) ~~Are empowered to~~ May issue citations to or arrest persons  
29 violating any provision of this subchapter; and

30 (3)(A) May serve and execute all warrants, citations, and other  
31 process issued by the courts in enforcing ~~the provisions of~~ this subchapter.

32 (B) In addition, mailing by registered mail of the process  
33 to the person's last known place of residence shall be deemed as personal  
34 service upon the person charged.

35 (b)(1) Illegal dumps control officers licensed and certified in  
36 accordance with § 8-6-905 and code enforcement officers as defined by



1 municipal ordinance may:

2 (A) ~~May enforce the provisions of~~ Enforce this subchapter;  
3 and

4 (B) ~~Are empowered to issue~~ Issue citations to persons  
5 violating this subchapter.

6 (2) However, illegal dumps control officers licensed and  
7 certified in accordance with § 8-6-905 and code enforcement officers as  
8 defined by municipal ordinance ~~may~~ shall not:

9 (A) Have the powers of arrest;

10 (B) Carry firearms; or

11 (C) Take any other official law enforcement actions.

12 (c)(1) All certified law enforcement officers may serve and execute  
13 all warrants, citations, and other process issued by the courts in enforcing  
14 ~~the provisions of~~ this subchapter.

15 (2) In addition, mailing by registered mail of the process to  
16 the person's last known place of residence shall be deemed as personal  
17 service upon the person charged.

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