2 88th General Assembly A B1ll 3 Regular Session, 2011 HOUSE BILL 1493 4 5 By: Representative Hall 6 For An Act To Be Entitled 7 For An Act To Be Entitled 8 AN ACT REGARDING WHICH LAW ENFORCEMENT OFFICERS ARE 9 ALLOWED TO PATROL CONTROLLED-ACCESS FACILITIES; AND 10 FOR OTHER PURPOSES. 11 Subtitle 12 Subtitle 13 Subtitle 14 REGARDING WHICH LAW ENFORCEMENT OFFICERS 15 ARE ALLOWED TO PATROL CONTROLLED-ACCESS 16 FACILITIES. 17 BE IT ENACTED BY THE GENERAL ASSEMBLY OF THE STATE OF ARKANSAS: 19 BE IT ENACTED BY THE GENERAL ASSEMBLY OF THE STATE OF ARKANSAS: 20 SECTION 1. Arkansas Code § 12-8-106(h), regarding restrictions on 21 SECTION 1. Arkansas Code § 12-8-106(h), regarding restrictions on 22 municipal police to patrol certain highways, is amended to read as follows: 23 (h)(1)(A) Municipal police The following law enforcement officers are 24 prohibited from patrolling controlled-access facilities except as may be 25	1	State of Arkansas	As Engrossed: S3/14/11	
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 33 (C)(i) The director shall promulgate rules in accordance 34 with the Arkansas Administrative Procedure Act, § 25-15-201 et seq., to 				
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establish criteria for granting or withdrawing authorization for municipal police to patrol controlled-access facilities.				



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(ii) In adopting the rules described in subdivision (h)(l)(C)(i) of this section, the director at a minimum shall take into consideration the following factors: (a) Public safety; Training of the municipal police law (b) enforcement officers; (c) Size of the municipal police force law enforcement agency; (d) Financial impact; (e) Abuse of police power; and (f) The types of roadways or highways that are controlled-access facilities for purposes of this section. (2) <u>Municipal police</u> The following law enforcement officers may patrol any service roads that are within their jurisdiction situated adjacent to controlled-access facilities -: (A) A municipal police officer; (ii) An officer established under § 14-42-401 et seq.; (C) A city marshal; and (D) A constable. (3) Nothing in this This subsection shall not prohibit a municipal police officer, an officer established under § 14-42-401 et seq., a city marshal, or a constable from responding to an accident or other emergency on a controlled-access facility. SECTION 2. Arkansas Code Title 12, Chapter 9, Subchapter 3 is amended to add a new section to read as follows: 12-9-309. Township officers [Effective January 1, 2012]. A township officer is an honorary police officer as defined in 12-9-301. /s/Hall

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