

1 State of Arkansas  
2 89th General Assembly  
3 Regular Session, 2013  
4

# A Bill

HOUSE BILL 1857

5 By: Representatives Shepherd, Copenhaver  
6

## For An Act To Be Entitled

8 AN ACT TO AMEND THE SPECIAL LICENSE PLATE ACT OF 2005  
9 CONCERNING THE AUTHORIZATION AND ISSUANCE OF SPECIAL  
10 LICENSE PLATES FOR AND IN SUPPORT OF LAW ENFORCEMENT;  
11 TO AUTHORIZE FOR ISSUANCE A CERTIFIED LAW ENFORCEMENT  
12 LICENSE PLATE TO BE ISSUED TO ELIGIBLE LAW  
13 ENFORCEMENT OFFICERS; TO AUTHORIZE FOR ISSUANCE A  
14 SUPPORT LAW ENFORCEMENT LICENSE PLATE; TO AUTHORIZE  
15 FOR ISSUANCE AN ARKANSAS SHERIFF'S ASSOCIATION  
16 LICENSE PLATE; AND FOR OTHER PURPOSES.  
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18

## Subtitle

19 TO AMEND THE SPECIAL LICENSE PLATE ACT OF  
20 2005 CONCERNING THE AUTHORIZATION AND  
21 ISSUANCE OF SPECIAL LICENSE PLATES FOR  
22 AND IN SUPPORT OF LAW ENFORCEMENT.  
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26 BE IT ENACTED BY THE GENERAL ASSEMBLY OF THE STATE OF ARKANSAS:  
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28 SECTION 1. Arkansas Code Title 19, Chapter 6, Subchapter 8, is amended  
29 to add an additional section to read as follows:

30 19-6-819. Fallen Law Enforcement Officers' Beneficiary Fund.

31 (a) There is created on the books of the Treasurer of State, the  
32 Auditor of State, and the Chief Fiscal Officer of the State a special revenue  
33 fund to be known as the "Fallen Law Enforcement Officers' Beneficiary Fund".

34 (b) The fund shall consist of such revenues as may be authorized by  
35 law.

36 (c) The fund shall be used by the Arkansas Commission on Law



1 Enforcement Standards and Training to provide such support and assistance to  
 2 beneficiaries of fallen law enforcement officers as determined to be  
 3 appropriate by the commission.

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 5 SECTION 2. Arkansas Code § 27-24-1302 is amended to add an additional  
 6 subsection to read as follows:

7 (6)(A) “Certified law enforcement officer” means any appointed or  
 8 elected law enforcement officer or county sheriff employed by a law  
 9 enforcement agency who:

10 (i) Is responsible for the prevention and detection of  
 11 crime and the enforcement of the criminal, traffic, or highway laws of this  
 12 state; and

13 (ii) Has met the selection and training requirements for  
 14 certification set by the Arkansas Commission on Law Enforcement Standards and  
 15 Training.

16 (B) “Law enforcement agency” means any public police department,  
 17 county sheriff’s office, or other public agency, force, or organization whose  
 18 primary responsibility as established by law, statute, or ordinance is the  
 19 enforcement of the criminal, traffic, or highway laws of this state.

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 21 SECTION 3. Arkansas Code Title 27, Chapter 24, Subchapter 13, is  
 22 amended to add an additional section to read as follows:

23 27-24-1314. Certified law enforcement officers.

24 (a) The Department of Finance and Administration shall create and  
 25 issue a special license plate for certified law enforcement officers under  
 26 this section.

27 (b) The department shall seek the advice of the Arkansas Commission on  
 28 Law Enforcement Standards and Training regarding the design of the special  
 29 license plate under this section.

30 (c)(1) A certified law enforcement officer may apply for and renew  
 31 annually a special license plate issued under this section.

32 (2) The fee for the initial application for a special license  
 33 plate under this section is:

34 (A) The fee required by law for the registration and  
 35 licensing of the motor vehicle;

36 (B) A handling and administrative fee in the amount of ten

1 dollars (\$10.00); and

2 (C) An additional fee of twenty-five dollars (\$25.00) to  
3 be remitted monthly in the following manner:

4 (i) Seventy-five percent (75%) shall be remitted to  
5 the Arkansas Law Enforcement Training Academy Cash Fund; and

6 (ii) Twenty-five percent (25%) to the Fallen Law  
7 Enforcement Officers' Beneficiary Fund.

8 (3) The fee for the renewal of a special license plate under  
9 this section is the fee required by law for the registration and licensing of  
10 the motor vehicle and an additional fee of twenty-five dollars (\$25.00) to be  
11 remitted monthly in the following manner:

12 (i) Seventy-five percent (75%) shall be remitted to  
13 the Arkansas Law Enforcement Training Academy Cash Fund; and

14 (ii) Twenty-five percent (25%) to the Fallen Law  
15 Enforcement Officers' Beneficiary Fund.

16 (4) The replacement fee for a special license plate issued under  
17 this section is ten dollars (\$10.00).

18 (d)(1) Upon the initial application for a special license plate issued  
19 under this section, the law enforcement officer shall provide adequate proof  
20 to the department that he or she is:

21 (A) A certified law enforcement officer as defined in §  
22 27-24-1302; or

23 (B) Retired from active service as a certified law  
24 enforcement officer as defined in § 27-24-1302.

25 (2) This subsection shall not require a person who has been  
26 issued a license plate under this section to present adequate proof of his or  
27 her status as a certified law enforcement officer or retired law enforcement  
28 officer to the department for the renewal of his or her license and  
29 registration.

30 (e)(1) The fee remitted under subdivision (c)(2)(B) of this section  
31 shall be deposited into the State Central Services Fund as direct revenue to  
32 the Revenue Division of the Department of Finance and Administration.

33 (2) The fee shall be credited as supplemental and in addition to  
34 all other funds as may be deposited for the benefit of the division.

35 (3) The fee shall not be considered or credited to the division  
36 as direct revenue.

1       (f)(1) The department shall offer a banner or tape to be attached to  
2 the special license plates issued under this section that states "Retired".

3       (2) The "Retired" banner or tape shall be made available to a  
4 license plate holder who establishes that he or she is a law enforcement  
5 officer retired from active service as provided under this section.

6       (3) This subsection does not to require a person who has been  
7 issued a "Retired" banner or tape under this section to present adequate  
8 proof of his or her status as a retired law enforcement officer for the  
9 renewal of his or her license and registration.

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11       SECTION 4. Arkansas Code Title 27, Chapter 24, Subchapter 14, is  
12 amended to add additional sections to read as follows:

13       27-24-1411. "Support Law Enforcement" special license plate.

14       (a) The Director of the Department of Finance and Administration shall  
15 create and issue a special license plate for support of law enforcement in  
16 the manner and subject to the conditions provided for under this subchapter.

17       (b) The Support Law Enforcement motor vehicle special license plate  
18 shall be:

19               (1)(A) Designed by the Arkansas Commission on Law Enforcement  
20 Standards and Training.

21               (B) The design shall be submitted for design approval by  
22 the director under rules promulgated by the director; and

23               (2) Numbered consecutively.

24       (c) The procedures concerning costs for issuance under § 27-24-  
25 1404(c)(1)(A) shall apply.

26       (d) The Department of Finance and Administration shall issue a special  
27 license plate under this section upon payment of:

28               (1) The fee required by law for registration of the motor  
29 vehicle;

30               (2)(A) Twenty-five dollars (\$25.00) to cover the design-use  
31 contribution.

32               (B) The design-use contribution shall be remitted monthly  
33 in the following manner:

34                       (i) Seventy five percent (75%) shall be remitted to  
35 the Arkansas Law Enforcement Training Academy Cash Fund; and

36                       (ii) Twenty five percent (25%) to the Fallen Law

1 Enforcement Officers' Beneficiary Fund; and

2 (3)(A) A handling and administrative fee of ten dollars  
3 (\$10.00).

4 (B) The handling and administrative fee shall be:

5 (i) Deposited into the State Central Services Fund  
6 for the benefit of the Revenue Division of the Department of Finance and  
7 Administration; and

8 (ii) Credited to the division as supplemental and in  
9 addition to all other funds that may be deposited for the benefit of the  
10 division.

11 (C) The handling and administrative fee shall not be  
12 considered or credited to the division as direct revenue.

13 (e)(1) A special license plate issued under this section may be  
14 renewed annually or replaced under the procedures set out in § 27-24-1405.

15 (2) However, the division shall remit the fees collected under §  
16 27-24-1405(b)(2) on a monthly basis as set forth in subsection (d)(2)(B) of  
17 this section.

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19 27-24-1412. Arkansas Sheriffs' Association.

20 (a) The Director of the Department of Finance and Administration shall  
21 issue a special license plate for the Arkansas Sheriffs' Association in the  
22 manner and subject to the conditions provided for under this subchapter.

23 (b) The Arkansas Sheriffs' Association motor vehicle special license  
24 plate shall be:

25 (1)(A) Designed by the Arkansas Sheriffs' Association.

26 (B) The design shall be submitted for design approval by  
27 the director under rules promulgated by the director; and

28 (2) Numbered consecutively.

29 (c) The procedures concerning costs for issuance under § 27-24-  
30 1404(c)(1)(A) shall apply.

31 (d) The Department of Finance and Administration shall issue a special  
32 license plate under this section upon payment of:

33 (1) The fee required by law for registration of the motor  
34 vehicle;

35 (2)(A) Twenty-five dollars (\$25.00) to cover the design-use  
36 contribution.

1                   (B) The design-use contribution shall be remitted monthly  
2 in the following manner:

3                   (i) Seventy five percent (75%) shall be remitted to  
4 the Arkansas Sheriffs' Association; and

5                   (ii) Twenty five percent (25%) to the Fallen Law  
6 Enforcement Officers' Beneficiary Fund; and

7                   (3)(A) A handling and administrative fee of ten dollars  
8 (\$10.00).

9                   (B) The handling and administrative fee shall be:

10                   (i) Deposited into the State Central Services Fund  
11 for the benefit of the Revenue Division of the Department of Finance and  
12 Administration; and

13                   (ii) Credited to the division as supplemental and in  
14 addition to all other funds that may be deposited for the benefit of the  
15 division.

16                   (C) The handling and administrative fee shall not be  
17 considered or credited to the division as direct revenue.

18                   (e)(1) A special license plate issued under this section may be  
19 renewed annually or replaced under the procedures set out in § 27-24-1405.

20                   (2) However, the division shall remit the fees collected under §  
21 27-24-1405(b)(2) on a monthly basis as set forth in subsection (d)(2)(B) of  
22 this section.

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24                   SECTION 5. EFFECTIVE DATE. This act is effective on and after January  
25 1, 2014.  
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