

1 State of Arkansas
2 94th General Assembly
3 Regular Session, 2023
4

A Bill

HOUSE BILL 1521

5 By: Representative Wing
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For An Act To Be Entitled

8 AN ACT TO CREATE THE CRIMINAL OFFENSE OF DISARMING AN
9 OFFICER; AND FOR OTHER PURPOSES.
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Subtitle

11 TO CREATE THE CRIMINAL OFFENSE OF
12 DISARMING AN OFFICER.
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17 BE IT ENACTED BY THE GENERAL ASSEMBLY OF THE STATE OF ARKANSAS:
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19 SECTION 1. Arkansas Code Title 5, Chapter 54, Subchapter 1, is amended
20 to add an additional section to read as follows:

21 5-54-134. Disarming an officer.

22 (a) As used in this section "taser stun gun" means the same as defined
23 in § 5-73-133.

24 (b) A person commits disarming an officer if, with the purpose of
25 causing physical injury to the law enforcement officer or another person,
26 purposely uses physical force to take from a law enforcement officer, the law
27 enforcement officer's:

28 (1) Firearm;

29 (2) Nightstick;

30 (3) Taser stun gun;

31 (4) Personal protection chemical dispensing device; or

32 (5) Any other protective gear or weapon carried by the law
33 enforcement officer that could be used to cause physical injury to another
34 person.

35 (c) The actor is presumed to have had a conscious object to engage in
36 conduct or cause a result with respect to a law enforcement officer if the



1 law enforcement officer:

2 (1) Was wearing a distinctive uniform or badge indicating his or
3 her status as a law enforcement officer; or

4 (2) Identified himself or herself to the actor as a law
5 enforcement officer.

6 (d) It is a defense to prosecution under this section that the law
7 enforcement officer was using physical force against the defendant or another
8 person in excess of the amount of physical force permitted by law.

9 (e) Disarming an officer is a Class C felony.