

State of Arkansas
91st General Assembly
Regular Session, 2017

A Bill

HOUSE BILL 1471

By: Representative Tosh

By: Senator Rice

For An Act To Be Entitled

AN ACT CONCERNING THE CARRYING OF A FIREARM BY A
PAROLE AND PROBATION OFFICER; AND FOR OTHER PURPOSES.

Subtitle

CONCERNING THE CARRYING OF A FIREARM BY A
PAROLE AND PROBATION OFFICER.

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

SECTION 1. Arkansas Code § 16-93-103 is amended to read as follows:

16-93-103. Authority of officers to make arrests and carry firearms.

(a) ~~Any~~ A probation officer appointed by a circuit court or district court, excluding a juvenile probation officer, ~~whether a circuit court or district court,~~ and ~~any~~ a parole and probation officer employed by the Department of Community Correction who is a currently certified law enforcement officer may execute, serve, and return all lawful warrants of arrest issued by the State of Arkansas or any political subdivision ~~thereof~~ of the state and ~~is~~ are otherwise authorized to make lawful arrests as is any law enforcement officer of the State of Arkansas.

~~(b) Any such parole and probation officer is further authorized to carry firearms during all hours in which he or she is actively pursuing the obligations and duties of the office to which he or she is appointed or employed, pursuant to selection and training requirements under §§ 12-9-104, 12-9-106, and 12-9-107.~~

~~(c) Any such parole and probation officer is further authorized to carry nonstate issued firearms during all hours in which he or she is not~~



~~actively pursuing the obligations and duties of the office to which he or she is appointed or employed.~~

(b) A parole and probation officer either employed by the department or another entity authorized to employ a parole and probation officer may carry a:

(1) Firearm during all hours in which he or she is actively engaged in the obligations and duties of the office to which he or she is appointed or employed, pursuant to selection and training requirements under §§ 12-9-104, 12-9-106, and 12-9-107; and

(2) Nonstate-issued firearm during all hours in which he or she is not actively pursuing the obligations and duties of the office to which he or she is appointed.

(c) A parole and probation officer employed by the department may also carry:

(1) A nonstate-issued firearm as a secondary weapon while actively engaged in the duties of the office to which he or she is appointed or employed; and

(2) A state-issued firearm during all hours in which he or she is not actively engaged in the duties of the office to which he or she is appointed or employed, except that a parole and probation officer may not carry a firearm issued by the department while the parole and probation officer is actively working at employment other than for the department.

APPROVED: 02/21/2017