

State of Arkansas
92nd General Assembly
Regular Session, 2019

A Bill

HOUSE BILL 1128

By: Representatives House, Burch

By: Senator T. Garner

For An Act To Be Entitled

AN ACT TO AMEND THE LAW CONCERNING THE AUTHORITY OF THE GOVERNOR TO ORDER THE MILITIA INTO SERVICE; TO AUTHORIZE THE USE OF THE MILITIA TO ADDRESS CYBERSECURITY THREATS AND CYBERSECURITY VULNERABILITIES; AND FOR OTHER PURPOSES.

Subtitle

TO AMEND THE LAW CONCERNING THE AUTHORITY OF THE GOVERNOR TO ORDER THE MILITIA INTO SERVICE; AND TO AUTHORIZE THE USE OF THE MILITIA TO ADDRESS CYBERSECURITY THREATS AND CYBERSECURITY VULNERABILITIES.

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

SECTION 1. Arkansas Code § 12-61-111(a), concerning the authority to order the militia into service, is amended to read as follows:

(a)(1) The Governor shall have power to order into the active service of the state for such a period, to such extent, and in such manner as he or she may deem necessary, all or any part of the organized militia:

(A) In case of invasion, disaster, insurrection, riot, breach of the peace, or imminent danger thereof;

(B) To preserve the public health and security and maintain law and order; ~~or~~

(C) For the purpose of working with other state agencies in the planning and training for emergencies or disasters and to respond to



emergencies or disasters; or

(D) For the purpose of addressing cybersecurity threats or cybersecurity vulnerabilities, including without limitation to protect:

(i) Critical infrastructure in the state;

(ii) An information system owned or operated by the state;

(iii) Information that is stored on, processed by, or transiting on an information system owned or operated by the state; or

(iv) The state by identifying the source of a cybersecurity threat.

(2) Such power shall include the power to order the organized militia or any part thereof to function under the operational control of the United States Army, Navy, or Air Force commander in charge of the defense of any area within the state.

APPROVED: 2/14/19