

Stricken language would be deleted from and underlined language would be added to present law.

State of Arkansas  
90th General Assembly  
Regular Session, 2015

As Engrossed: H3/17/15  
**A Bill**

HOUSE BILL 1583

By: Representative Gossage

### **For An Act To Be Entitled**

AN ACT TO AMEND THE LAWS PERTAINING TO A SCHOOL RESOURCE OFFICER; TO AMEND THE LAWS PERTAINING TO STATEWIDE JURISDICTION TO MAKE AN ARREST OR ISSUE A CITATION; TO PERMIT THE ISSUANCE OF A CITATION BY A SCHOOL RESOURCE OFFICER ON A SCHOOL TRIP; AND FOR OTHER PURPOSES.

### **Subtitle**

TO AMEND THE LAWS PERTAINING TO A SCHOOL RESOURCE OFFICER; TO AMEND THE LAWS PERTAINING TO JURISDICTION TO MAKE AN ARREST OR ISSUE A CITATION; TO PERMIT THE ISSUANCE OF A CITATION BY A SCHOOL RESOURCE OFFICER ON A SCHOOL TRIP.

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

SECTION 1. Arkansas Code Title 6, Chapter 10, is amended to add an additional section to read as follows:

6-10-126. School resource officers.

(a) A school district board of directors may accept from a local law enforcement agency with jurisdiction a school resource officer to assist with school security, safety, emergency preparedness, emergency response, or any other responsibility assigned to the school resource officer by the school or law enforcement agency.

(b) A school resource officer shall be a certified law enforcement officer and shall have statewide jurisdiction as described under § 16-81-118.



SECTION 2. Arkansas Code § 16-10-205, concerning a citation issued by a local law enforcement agency for violations of municipal and state laws, is amended to add an additional subsection to read as follows:

(h) A citation issued by a school resource officer under § 16-81-118 is exempt from the requirements of this section.

SECTION 3. The title of Arkansas Title 16, Chapter 81, is amended to read as follows:

Chapter 81 Citation and Arrest

SECTION 4. Arkansas Code Title 16, Chapter 81, Subchapter 1, is amended to add an additional section to read as follows:

16-81-118. Citation and arrest by a school resource officer.

(a) As used in this section, "school resource officer" means a school resource officer as described under § 6-10-126.

(b) A school resource officer may issue a citation to a person to appear in the local district court having jurisdiction over the place where a violation of state law occurred even if the school resource officer is outside of his or her jurisdiction if:

(1) The school resource officer is accompanying students on a school-sanctioned event that takes the students outside the county in which the school is located;

(2) The violation of state law is in conjunction with criminal activity that directly involves the students, school employees, or other persons participating in, observing, or assisting the school-sanctioned event; and

(3) The person who is the recipient of the citation is a student, school employee, or other person participating in, observing, or assisting the school-sanctioned event.

(c) The school resource office shall use a citation book that substantially complies with the citation requirements under § 16-10-205.

(d)(1) A citation issued under this section is not valid unless the school resource officer provides at a minimum:

(A) The address and phone number of the district court

having jurisdiction;

(B) The date and time when the recipient of the citation is to appear in the district court;

(C) A cite to the specific state law that was alleged to have been violated;

(D) The printed name and date of birth of the person receiving the citation; and

(E)(i) An opportunity for the person receiving the citation to sign the citation.

(ii) If the person who is to receive the citation refuses to sign the citation, the school resource officer is required to arrest the person and deliver him or her to the local law enforcement agency having jurisdiction immediately.

(2) The school resource officer shall file a copy of the citation issued under this section at least fifteen (15) days before the court date listed on the citation.

(3) The school resource officer shall provide a person receiving a citation under this section a full and complete copy of the citation.

*/s/Gossage*