

By: Senator B. Sample

SENATE RESOLUTION

TO AUTHORIZE THE INTRODUCTION OF A NONAPPROPRIATION
BILL CONCERNING THE COMMISSION AS A SCHOOL SECURITY
OFFICER OR A SECURITY OFFICER.

Subtitle

TO AUTHORIZE THE INTRODUCTION OF A
NONAPPROPRIATION BILL CONCERNING THE
COMMISSION AS A SCHOOL SECURITY OFFICER
OR A SECURITY OFFICER.

BE IT RESOLVED BY THE SENATE OF THE NINETIETH GENERAL ASSEMBLY OF THE STATE
OF ARKANSAS:

That Representative John Vines is authorized to introduce a bill which as
introduced will read substantially as follows:

"For An Act To Be Entitled
AN ACT TO AMEND ARKANSAS LAW CONCERNING THE COMMISSION AS A SCHOOL SECURITY
OFFICER OR A SECURITY OFFICER; AND FOR OTHER PURPOSES.

Subtitle
TO AMEND ARKANSAS LAW CONCERNING THE COMMISSION AS A SCHOOL SECURITY OFFICER
OR A SECURITY OFFICER.

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

SECTION 1. Arkansas Code § 17-40-337 is amended to read as follows:



17-40-337. Commission – Applicant qualifications.

(a) A Except as provided in subsection (b) of this section, a commission as a commissioned security officer or a commissioned school security officer shall not be issued under this chapter to an individual who:

- (1) Is under twenty-one (21) years of age;
- (2) Has been found guilty of or who has pleaded guilty or nolo contendere to an offense listed under § 17-40-306(d);
- (3) Has committed an act that would be grounds for suspension or revocation under this chapter;
- (4) Does not meet the qualifications for a commission as determined by the Director of the Department of Arkansas State Police;
- (5) May not lawfully possess a firearm;
- (6)(A) Has not successfully completed a state and national criminal background check to be conducted by the Department of Arkansas State Police and the Federal Bureau of Investigation.

(B) Criminal history records from the Arkansas Crime Information Center shall be available to the director for review of the applicant's qualifications.

(C) The state and national criminal background check shall conform to applicable federal standards and shall include the taking of fingerprints.

(D) The individual applicant shall sign a release of information to the director and shall make payment of any fee associated with the state and national criminal background check;

(7) Has been adjudicated as mentally incompetent or has been involuntarily committed to a mental institution or mental health treatment facility;

(8) Is a registered sex offender or required to be registered as a sex offender under the Sex Offender Registration Act of 1997, § 12-12-901 et seq.;

(9) Is suffering from habitual drunkenness or from narcotics addiction or dependence;

(10) Has been discharged from the United States Armed Forces under dishonorable conditions;

(11) Is not in compliance with any other reasonable qualification that the director may set by rule; or

(12) Has been found guilty of or who has pleaded guilty or nolo contendere by any court to any felony, Class A misdemeanor crime involving an act of violence, any crime involving use of a firearm, any crime involving the use of alcohol while in possession of a firearm, any crime involving moral turpitude, or a comparable offense in another state, including a previously sealed or expunged offense, by any court.

(b) A commission as a commissioned security officer or a commissioned school security officer may be issued to an individual who has been found guilty of or who has pleaded guilty or nolo contendere to:

(1) Failure to appear, under § 5-54-120; or

(2) A Class A misdemeanor, if the individual was found guilty of or pleaded guilty or nolo contendere to the Class A misdemeanor ten (10) or more years before the date of the application.

(c) The director shall not issue a commission as a commissioned security officer or as a commissioned school security officer to an applicant employed by a licensee or the security department of a private business unless the applicant submits evidence satisfactory to the director that he or she meets all qualifications established by this chapter and by the rules of the director."