

West's Arkansas Code Annotated

Title 12. Law Enforcement, Emergency Management, and Military Affairs

Subtitle 2. Law Enforcement Agencies and Programs (Chapters 6 to 24)

Chapter 9. Law Enforcement Officer Training and Standards (Refs & Annos)

Subchapter 1. Commission and Advisory Board on Standards and Training (Refs & Annos)

A.C.A. § 12-9-104

§ 12-9-104. Commission's powers generally

Effective: July 28, 2021

[Currentness](#)

In addition to powers conferred upon the Arkansas Commission on Law Enforcement Standards and Training elsewhere in this subchapter, the commission may:

(1)(A) Promulgate rules for the administration of this subchapter.

(B) The rules promulgated by the commission shall not go into full force and effect until the commission seeks the advice of the Legislative Council and the House Committee on Public Health, Welfare, and Labor and the Senate Committee on Public Health, Welfare, and Labor or appropriate subcommittees of the Legislative Council and the House Committee on Public Health, Welfare, and Labor and the Senate Committee on Public Health, Welfare, and Labor;

(2) Require the submission of reports and information by police departments within this state;

(3)(A) Establish minimum selection and training standards for admission to employment as a law enforcement officer or as a private school or private college or university law enforcement officer.

(B) The minimum selection and training standards may take into account different requirements for urban and rural areas, full-time and part-time employment, and specialized police personnel;

(4) Establish minimum curriculum requirements for preparatory, in-service, and advanced courses and programs of schools operated by or for the state and political subdivisions for the specific purpose of training recruits as law enforcement officers;

(5) Consult and cooperate with counties, municipalities, agencies of this state, other governmental agencies, and with universities, colleges, junior colleges, community colleges, and other institutions or organizations concerning the development of police training schools and programs or courses of instruction;

(6) Approve institutions and facilities to be used by or for the state or any political subdivision of the state for the specific purpose of training law enforcement officers and recruits;

(7) Adopt rules and minimum standards for schools, including without limitation:

(A) The curriculum for:

(i) Probationary police officers, which shall be offered by all certified schools, including without limitation courses on:

(a) Accident investigation;

(b) Arrest;

(c) Civil rights;

(d) Court testimonies;

(e) Criminal law;

(f) Firearms training;

(g) First aid;

(h) Handling of juvenile offenders;

(i) Human relations;

(j) Law of criminal procedure;

(k) Law of evidence;

(l) Physical training;

(m) Race relations and sensitivity;

(n) Recognition of mental conditions that require immediate assistance and methods to safeguard and provide assistance to a person in need of mental treatment;

(o) Reports;

- (p) Search and seizure;
 - (q) Statements;
 - (r) Techniques of obtaining physical evidence;
 - (s) Traffic control; and
 - (t) Vehicle and traffic law; and
- (ii) Certified police officers, including without limitation refresher and in-service training in:
- (a) Any of the courses listed in subdivision (7)(A)(i) of this section;
 - (b) Advanced courses in any of the subjects listed in subdivision (7)(A)(i) of this section;
 - (c) Training for supervisory personnel; and
 - (d) Specialized training in subjects and fields to be selected by the commission;
- (B) Minimum courses of study, attendance requirements, and equipment requirements;
- (C) Minimum requirements for instructors; and
- (D) Minimum basic training requirements that a probationary police officer must satisfactorily complete before being eligible for certification as a law enforcement officer;
- (8) Make and encourage studies of any aspect of police administration;
- (9) Conduct and stimulate research by public and private agencies designed to improve police administration and law enforcement;
- (10) Make recommendations concerning matters within its purview pursuant to this subchapter;
- (11) Make evaluations as may be necessary to determine if governmental units are complying with this subchapter;

- (12) Adopt and amend bylaws, consistent with law, for the commission's internal management and control;

- (13) Enter into contracts or do such things as may be necessary and incidental to the administration of this subchapter;

- (14) Facilitate training of certified law enforcement officers pursuant to a memorandum of understanding between the State of Arkansas and the United States Department of Justice or the United States Department of Homeland Security concerning the enforcement of federal immigration laws;

- (15) In consultation with the Arkansas Association of Chiefs of Police, develop and implement suggested selection and training requirements and nonmandatory basic and advanced levels of certification for chiefs of police;

- (16) In consultation with the Arkansas Sheriffs' Association, develop and implement suggested training requirements and nonmandatory basic and advanced levels of certification for county sheriffs;

- (17) Adopt rules to implement §§ 14-15-309 and 19-6-821; and

- (18) Impose administrative penalties against a law enforcement agency or governmental entity for violations of commission rules as permitted under § 12-9-120.

Credits

Acts of 1975, Act 452, § 6; Acts of 1981, Act 427, § 4; Acts of 1983, Act 89, § 3; Acts of 1993, Act 110, § 1; Acts of 1997, Act 179, § 8, eff. Feb. 17, 1997; Acts of 2005, Act 907, § 2, eff. Aug. 12, 2005; Acts of 2009, Act 793, § 1, eff. July 31, 2009; Acts of 2013, Act 168, § 1, eff. Aug. 16, 2013; Acts of 2013, Act 227, § 1, eff. Aug. 16, 2013; Acts of 2013, Act 551, § 2, eff. Aug. 16, 2013; Acts of 2017, Act 497, § 4, eff. Aug. 1, 2017; Acts of 2021, Act 535, § 2, eff. July 28, 2021.

Formerly A.S.A. 1947, §§ 42-701.2, 42-1005.

A.C.A. § 12-9-104, AR ST § 12-9-104

The constitution and statutes are current through the 2023 Regular Session and the 2023 First Extraordinary Session of the 94th Arkansas General Assembly. Some statute sections may be more current; see credits for details. Also included are changes made by the Arkansas Code Revision Commission received through March 21, 2024.