

12-9-118. New or inactive law enforcement agency – Approval by commission required –  
Definition

- (a) As used in this section, “inactive law enforcement agency” means a law enforcement agency that existed and operated under a state law or local ordinance in the past but that currently does not exist or has not operated for at least six (6) months.
- (b) The chief executive officer or administrative head of an entity authorized by law to create a new law enforcement agency or reactivate an inactive law enforcement agency shall appear before the Arkansas Commission on Law Enforcement Standards and Training to request the creation of the new law enforcement agency or reactivation of the inactive law enforcement agency and present the law and documentation regarding:
  - (1) The funding mechanism, funding source or sources, and current budget proposal for the law enforcement agency;
  - (2) The proposed or enacted law enforcement agency policies, including without limitation policies regarding:
    - (A) Use of force;
    - (B) Vehicle pursuit;
    - (C) Professional conduct of law enforcement officers to be employed by the law enforcement agency;
    - (D) Racial profiling; and
    - (E) Critical incident debriefing;
  - (3) The administrative structure and organizational chart of the law enforcement agency, consisting of, at a minimum, a full-time chief of police that reports to the chief executive officer or administrative head of the entity; and
  - (4) Any other information or documentation required by the commission.
- (c) After the appearance and presentation under subsection (b) of this section, the commission shall approve or disapprove the request to create the new law enforcement agency or reactivate the inactive law enforcement agency.