

1 State of Arkansas  
2 90th General Assembly  
3 Regular Session, 2015

# A Bill

SENATE BILL 227

4  
5 By: Senator Irvin

## For An Act To Be Entitled

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8 AN ACT CONCERNING THE OFFENSE OF CRIMINAL  
9 IMPERSONATION; CONCERNING UNLAWFUL MARKINGS INTENDED  
10 TO REASONABLE A LAW ENFORCEMENT OFFICER OF VEHICLE;  
11 CONCERNING A COURT ORDER FOR IMMEDIATE REMOVAL; AND  
12 FOR OTHER PURPOSES.

## Subtitle

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16 CONCERNING THE OFFENSE OF CRIMINAL  
17 IMPERSONATION; CONCERNING UNLAWFUL  
18 MARKINGS INTENDED TO REASONABLE A LAW  
19 ENFORCEMENT OFFICER OF VEHICLE; AND  
20 CONCERNING A COURT ORDER FOR IMMEDIATE  
21 REMOVAL.

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

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26 SECTION 1. Arkansas Code § 5-37-208 is amended to read as follows:

27 5-37-208. Criminal impersonation.

28 (a)(1) A person commits criminal impersonation in the first degree if,  
29 with the purpose to induce a person to submit to pretended official authority  
30 for the purpose to injure or defraud the person, the person:

31 (A) Pretends to be a law enforcement officer by wearing or  
32 displaying, without authority, any uniform or badge by which a law  
33 enforcement officer is lawfully distinguished; or

34 (B) Uses a motor vehicle or motorcycle designed, equipped,  
35 or marked with an emblem, logo, marking, decal, insignia, or design so as to  
36 resemble a motor vehicle or motorcycle belonging to a federal, state, or



1 local law enforcement agency.

2 (2) Criminal impersonation in the first degree is a Class D  
3 felony.

4 (b)(1) A person commits criminal impersonation in the second degree if  
5 the person does an act in his or her pretended or assumed capacity or  
6 character with the purpose to injure, defraud, harass, or intimidate another  
7 person and the actor:

8 (A) Assumes a false identity;

9 (B) Pretends to be a representative of a person or  
10 organization;

11 (C) Pretends to be an officer or employee of the  
12 government other than a law enforcement officer described in subsection (a)  
13 of this section;

14 (D) Pretends that he or she is a law enforcement officer  
15 when the person is not a law enforcement officer; or

16 (E) Pretends to have a handicap or disability.

17 (2) Criminal impersonation in the second degree is a:

18 (A) Class D felony if:

19 (i) The victim of the offense is an animal owner;

20 and

21 (ii) An animal of the owner is seized as a result of  
22 the offense; or

23 (B) Class A misdemeanor if otherwise committed.

24 (c) As used in this section:

25 (1) "Animal" means the same as defined in § 5-62-102; and

26 (2) "Owner" means the same as defined in § 5-62-102.

27 (d) A circuit court or district court in which a charge is filed under  
28 subsection (a) of this section shall immediately order the removal of any  
29 emblems, logos, markings, decals, insignia, or designs that are the subject  
30 of a criminal charge under this section.

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