

Senate Engrossed

State of Arizona
Senate
Forty-seventh Legislature
First Regular Session
2005

CHAPTER 44

SENATE BILL 1039

AN ACT

AMENDING SECTION 13-3875, ARIZONA REVISED STATUTES; RELATING TO PEACE OFFICER
AUTHORITY.

(TEXT OF BILL BEGINS ON NEXT PAGE)

1 Be it enacted by the Legislature of the State of Arizona:

2 Section 1. Section 13-3875, Arizona Revised Statutes, is amended to
3 read:

4 13-3875. Cross-certification of federal peace officers; policy;
5 powers; qualifications; liability; records

6 A. The sheriff of each county shall develop and adopt a policy on
7 cross-certification of federal peace officers, including whether
8 cross-certification shall be permitted in that county.

9 B. A federal peace officer who is employed by AN AGENCY OF the United
10 States ~~drug enforcement administration, the federal bureau of investigation,~~
11 ~~the United States secret service, the United States immigration and~~
12 ~~naturalization service, the United States army criminal investigation~~
13 ~~division, the United States naval criminal investigation service, the United~~
14 ~~States air force office of special investigations, the United States postal~~
15 ~~inspector or the United States customs service~~ and who has completed the
16 basic training curriculum for the officer's agency shall possess and exercise
17 all law enforcement powers of peace officers in this state for one year,
18 including, if directed by the officer's employer, the capability to enforce
19 the criminal laws of this state if the federal peace officer:

20 1. Submits to the sheriff a written request for certification as a
21 peace officer in this state.

22 2. Submits evidence that the officer has been certified as a federal
23 peace officer, ~~by the United States drug enforcement administration, the~~
24 ~~federal bureau of investigation, the United States secret service, the United~~
25 ~~States immigration and naturalization service, the United States army~~
26 ~~criminal investigation division, the United States naval criminal~~
27 ~~investigation service, the United States air force office of special~~
28 ~~investigations, the United States postal inspector or the United States~~
29 ~~customs service~~ IS AUTHORIZED BY FEDERAL LAW TO ENGAGE IN OR SUPERVISE THE
30 PREVENTION, DETECTION, INVESTIGATION OR PROSECUTION OF A VIOLATION OF FEDERAL
31 LAW AND IS AUTHORIZED BY FEDERAL LAW TO MAKE ARRESTS, SERVE WARRANTS AND
32 CARRY FIREARMS.

33 C. Each federal peace officer ~~whose~~ WHO REQUESTS cross-certification
34 ~~has lapsed~~ may ~~resubmit~~ SUBMIT to the sheriff a written request for
35 ~~recertification~~ CERTIFICATION as a peace officer in this state pursuant to
36 subsection B. THE CROSS-CERTIFICATION REMAINS IN EFFECT FOR ONE YEAR FROM
37 THE DATE ON WHICH THE CERTIFICATION WAS AUTHORIZED BY THE SHERIFF.

38 D. Neither the state nor any political subdivision is liable for any
39 acts or failure to act by a federal peace officer.

40 E. The Arizona peace officer standards and training board shall
41 maintain records of all federal peace officers who are certified as peace
42 officers in this state.

APPROVED BY THE GOVERNOR APRIL 11, 2005.

FILED IN THE OFFICE OF THE SECRETARY OF STATE APRIL 11, 2005.

Passed the House April 4, 2005,

by the following vote: 55 Ayes,

0 Nays, 5 Not Voting



Speaker of the House

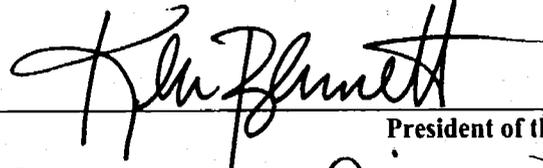


Chief Clerk of the House

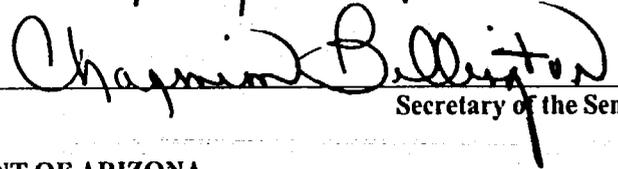
Passed the Senate January 31, 2005,

by the following vote: 27 Ayes,

1 Nays, 2 Not Voting



President of the Senate



Secretary of the Senate

EXECUTIVE DEPARTMENT OF ARIZONA
OFFICE OF GOVERNOR

This Bill was received by the Governor this

5th day of April, 2005

at 2:15 o'clock P. M.

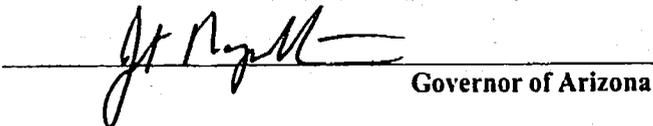


Secretary to the Governor

Approved this 11 day of

April, 2005,

at 10⁰⁰ o'clock A. M.



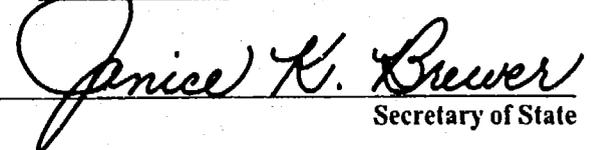
Governor of Arizona

EXECUTIVE DEPARTMENT OF ARIZONA
OFFICE OF SECRETARY OF STATE

This Bill was received by the Secretary of State

this 11 day of April, 2005,

at 1:35 o'clock P. M.



Secretary of State

S.B. 1039