

1 State of Arkansas  
2 95th General Assembly  
3 Regular Session, 2025  
4

As Engrossed: H4/1/25

## A Bill

HOUSE BILL 1885

5 By: Representative Barnett  
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### For An Act To Be Entitled

9 AN ACT CONCERNING LAW ENFORCEMENT; TO REQUIRE A LAW  
10 ENFORCEMENT OFFICER INVOLVED IN A DEADLY USE OF FORCE  
11 INCIDENT TO BE PLACED ON TEMPORARY LEAVE AND ATTEND  
12 THERAPY; AND FOR OTHER PURPOSES.  
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### Subtitle

15 CONCERNING LAW ENFORCEMENT; AND TO  
16 REQUIRE A LAW ENFORCEMENT OFFICER  
17 INVOLVED IN A DEADLY USE OF FORCE  
18 INCIDENT TO BE PLACED ON TEMPORARY LEAVE  
19 AND ATTEND THERAPY.  
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22 BE IT ENACTED BY THE GENERAL ASSEMBLY OF THE STATE OF ARKANSAS:  
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24 SECTION 1. Arkansas Code Title 12, Chapter 6, Subchapter 7, is amended  
25 to add an additional section to read as follows:

26 12-6-703. Deadly use of force – Definitions.

27 (a) As used in this section:

28 (1) "Deadly use of force incident" means an incident in which a  
29 law enforcement officer uses physical force that results in a person's death;  
30 and

31 (2) "Law enforcement officer" mean a person vested by law with a  
32 duty to maintain public order and to make arrests for offenses.

33 (b) After a deadly use of force incident, a law enforcement agency  
34 shall:

35 (1) Immediately place on paid administrative leave a law  
36 enforcement officer whose use of physical force resulted in the deadly use of



1 force incident;

2 (2)(A) Provide mandatory sessions of professional in-person or  
3 virtual mental health counseling or therapy by a licensed counselor,  
4 psychiatrist, or psychologist to the law enforcement officer:

5 (i) At no cost to the law enforcement officer; and

6 (ii) For a period of not less than ninety (90) days.

7 (B) The minimum ninety-day-period as described in subdivision  
8 (b)(2)(A) of this section shall be extended for up to ninety (90) days if  
9 additional mental health counseling or therapy sessions are recommended by  
10 the licensed counselor, psychiatrist, or psychologist treating the law  
11 enforcement officer; and

12 (3) Allow the law enforcement officer to return to normal active  
13 duty only after receiving:

14 (A) Notice from the prosecuting attorney investigating the  
15 deadly use of force incident that he or she does not intend to file criminal  
16 charges against the law enforcement officer as a result of the deadly use of  
17 force incident; and

18 (B) Documentation from the licensed counselor,  
19 psychiatrist, or psychologist providing mental health counseling or therapy  
20 to the law enforcement officer stating that:

21 (i) The law enforcement officer has attended  
22 sessions of mental health counseling or therapy during the period of paid  
23 administrative leave; and

24 (ii) He or she recommends that the law enforcement  
25 officer return to normal active duty.

26 (c) A law enforcement agency is relieved of any requirement under this  
27 section if the law enforcement officer whose use of physical force resulted  
28 in a deadly use of force incident is charged with a criminal offense as a  
29 result of the deadly use of force incident.

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31 /s/Barnett  
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