

Stricken language would be deleted from and underlined language would be added to the law as it existed prior to this session of the General Assembly.

1 State of Arkansas
2 84th General Assembly
3 Regular Session, 2003
4

A Bill

HOUSE BILL 1314

5 By: Representative Lendall
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For An Act To Be Entitled

9 AN ACT TO REQUIRE AN INSTANT BACKGROUND CHECK
10 BEFORE THE TRANSFER OF ANY FIREARM AT AN
11 ORGANIZED GUN SHOW; AND FOR OTHER PURPOSES.
12

Subtitle

13 AN ACT TO REQUIRE AN INSTANT BACKGROUND
14 CHECK BEFORE THE TRANSFER OF ANY FIREARM
15 AT AN ORGANIZED GUN SHOW.
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19 BE IT ENACTED BY THE GENERAL ASSEMBLY OF THE STATE OF ARKANSAS:
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21 SECTION 1. As used in this act:

22 (1) "Gun show promoter" means a person who organizes, plans, promotes,
23 or operates an organized gun show;

24 (2) "Gun show vendor" means a person who exhibits, sells, offers to
25 sell, transfers, or exchanges a firearm at an organized gun show regardless
26 of whether the person arranges with a gun show promoter for a fixed location
27 from which to exhibit, sell, offer for sale, transfer, or exchange any
28 firearm; and

29 (3) "Organized gun show" means the entire premises of an event,
30 including parking areas for the event, if the event is sponsored to foster
31 the purchase, sale, offer for sale, or collection of firearms and if either
32 of the following occurs:

33 (A) Twenty-five (25) or more firearms are offered or exhibited
34 for sale, transfer, or exchange; or

35 (B) At least three (3) gun show vendors exhibit, sell, offer for
36 sale, transfer, or exchange firearms.



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SECTION 2. (a) Before a gun show vendor may transfer or attempt to transfer a firearm at an organized gun show, the gun show vendor shall obtain approval of the transfer from the Department of Arkansas State Police after the department conducts a background check on the prospective transferee through the Federal Bureau of Investigation's National Instant Criminal Background Check System.

(b) A gun show promoter shall prominently post a notice, in a form to be prescribed by the Department of Arkansas State Police, that sets forth the instant background check requirement of this section.

(c) This section does not apply to the transfer of an antique firearm as defined in 18 USC 921(a)(16) as it existed December 31, 2002, or a curio or relic as defined in 27 CFR 178.11 as it existed December 31, 2002.

(d) Any gun show vendor or promoter who violates this section is guilty of a Class B felony.