

1 State of Arkansas  
2 90th General Assembly  
3 Regular Session, 2015  
4

As Engrossed: S3/26/15

# A Bill

HOUSE BILL 1505

5 By: Representatives M. Gray, Ballinger, Baltz, Bell, Bentley, Brown, Collins, Cozart, Davis, Della Rosa,  
6 Dotson, C. Douglas, Eubanks, Farrer, Gates, Gonzales, G. Hodges, Ladyman, Lemons, Lundstrum,  
7 McNair, Miller, Neal, Petty, Pitsch, Ratliff, Richmond, Rushing, B. Smith, Speaks, Sturch, Tosh,  
8 Wallace, Wardlaw

9 *By: Senator Collins-Smith*

## For An Act To Be Entitled

12 AN ACT CONCERNING THE CARRYING OF A CONCEALED HANDGUN  
13 ON CERTAIN PUBLIC PROPERTY AS WELL AS IN CERTAIN  
14 PUBLICLY MAINTAINED PARKING LOTS BY A CONCEALED CARRY  
15 LICENSEE; AND FOR OTHER PURPOSES.

## Subtitle

19 CONCERNING THE CARRYING OF A CONCEALED  
20 HANDGUN ON CERTAIN PUBLIC PROPERTY AS  
21 WELL AS IN CERTAIN PUBLICLY MAINTAINED  
22 PARKING LOTS BY A CONCEALED CARRY  
23 LICENSEE.

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

28 SECTION 1. Arkansas Code § 5-73-119(e), concerning possession of a  
29 firearm on school property, is amended to add an additional subdivision to  
30 read as follows:

31 (12)(A) The person has a license to carry a concealed handgun under §  
32 5-73-301 et seq. and is carrying a concealed handgun in his or her motor  
33 vehicle or has left the concealed handgun in his or her locked and unattended  
34 motor vehicle in a publicly owned and maintained parking lot.

35 (B)(i) As used in this subdivision (e)(12), "parking lot" means  
36 a designated area or structure or part of a structure intended for the



1 parking of motor vehicles or a designated drop-off zone for children at a  
2 school.

3 (ii) "Parking lot" does not include a parking lot owned,  
4 maintained, or otherwise controlled by the Department of Correction or  
5 Department of Community Correction.

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7 SECTION 2. Arkansas Code § 5-73-122(a)(3), concerning carrying a  
8 firearm or deadly weapon in a publicly owned building or on the State Capitol  
9 grounds, is amended to read as follows:

10 (3) However, ~~the provisions of~~ this subsection ~~do~~ does not apply  
11 to a person carrying or possessing a firearm or other deadly weapon in a  
12 publicly owned building or facility or on the State Capitol grounds;

13 (A) ~~for~~ For the purpose of participating in a shooting  
14 match or target practice under the auspices of the agency responsible for the  
15 publicly owned building or facility or State Capitol grounds; ~~or~~

16 (B) ~~if~~ If necessary to participate in a trade show,  
17 exhibit, or educational course conducted in the publicly owned building or  
18 facility or on the State Capitol grounds; ~~or~~

19 (C)(i) If the person has a license to carry a concealed  
20 handgun under § 5-73-301 et seq. and is carrying a concealed handgun in his  
21 or her motor vehicle or has left the concealed handgun in his or her locked  
22 and unattended motor vehicle in a publicly owned and maintained parking lot.

23 (ii)(a) As used in this subdivision (a)(3)(C),  
24 "parking lot" means a designated area or structure or part of a structure  
25 intended for the parking of motor vehicles or a designated drop-off zone for  
26 children at school.

27 (b) "Parking lot" does not include a parking  
28 lot owned, maintained, or otherwise controlled by the Department of  
29 Correction or Department of Community Correction.

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31 SECTION 3. Arkansas Code § 5-73-301 is amended to add an additional  
32 subdivision to read as follows:

33 (6) "Parking lot" means an area, structure, or part of a  
34 structure designated for the parking of motor vehicles or a designated drop-  
35 off zone for children at a school."

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1           SECTION 4. Arkansas Code § 5-73-306(3), concerning the prohibition  
2 against carrying a concealed handgun by a concealed carry licensee into a  
3 building operated by the Arkansas State Highway and Transportation  
4 Department, is amended to read as follows:

5           (3)(A) Any building of the Arkansas State Highway and  
6 Transportation Department or onto grounds adjacent to any building of the  
7 Arkansas State Highway and Transportation Department.

8           (B) However, subdivision (3)(A) of this section does not  
9 apply to:

10                   (i) ~~a~~ A rest area or weigh station of the Arkansas  
11 State Highway and Transportation Department; or

12                   (ii) A publicly owned and maintained parking lot  
13 that is a publicly accessible parking lot if the licensee is carrying a  
14 concealed handgun in his or her motor vehicle or has left the concealed  
15 handgun in his or her locked and unattended motor vehicle in the publicly  
16 owned and maintained parking lot;

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18           SECTION 5. Arkansas Code § 5-73-306(14), concerning the prohibition  
19 against carrying a concealed handgun by a concealed carry licensee into a  
20 school, college, community college, or university campus building or event,  
21 is amended to read as follows:

22           (14)(A) A school, college, community college, or university  
23 campus building or event, ~~unless for the purpose of participating in an~~  
24 ~~authorized firearms related activity or otherwise provided for in § 5-73-322.~~

25           (B) However, subdivision (14)(A) of this section does not  
26 apply to:

27                   (i) a A kindergarten through grade twelve (K-12)  
28 private school operated by a church or other place of worship that:

29                           ~~(i)~~(a) Is located on the developed property of  
30 the kindergarten through grade twelve (K-12) private school;

31                           ~~(ii)~~(b) Allows the licensee to carry a  
32 concealed handgun into the church or other place of worship under this  
33 section; and

34                           ~~(iii)~~(c) Allows the licensee to possess a  
35 concealed handgun on the developed property of the kindergarten through grade  
36 twelve (K-12) private school under § 5-73-119(e);

1                   (ii) Participation in an authorized firearms-related  
2 activity;

3                   (iii) Carrying a concealed handgun as authorized  
4 under 5-73-322; or

5                   (iv) A publicly owned and maintained parking lot of  
6 a college, community college, or university if the licensee is carrying a  
7 concealed handgun in his or her motor vehicle or has left the concealed  
8 handgun in his or her locked and unattended motor vehicle.

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10           SECTION 6. Arkansas Code § 5-73-306(19), concerning the prohibition  
11 against carrying a concealed handgun by a concealed carry licensee into a  
12 place at the discretion of another person, is amended to read as follows:

13                   (19)(A)(i) Any place at the discretion of the person or entity  
14 exercising control over the physical location of the place by placing at each  
15 entrance to the place a written notice clearly readable at a distance of not  
16 less than ten feet (10') that "carrying a handgun is prohibited".

17                                   (ii)(a) If the place does not have a roadway  
18 entrance, there shall be a written notice placed anywhere upon the premises  
19 of the place.

20   (b) In addition to the requirement of  
21 subdivision (19)(A)(ii)(a) of this section, there shall be at least one (1)  
22 written notice posted within every three (3) acres of a place with no roadway  
23 entrance.

24                                   (iii) A written notice as described in subdivision  
25 (19)(A)(i) of this section is not required for a private home.

26                                   (iv) Any licensee entering a private home shall  
27 notify the occupant that the licensee is carrying a concealed handgun.

28                   (B) Subdivision (19)(A) of this section does not apply if the  
29 physical location is:

30                                   (i) a public university, public college, or community  
31 college, as defined in § 5-73-322, and the licensee is carrying a concealed  
32 handgun as provided under § 5-73-322; or

33                                   (ii) A publicly owned and maintained parking lot if the  
34 licensee is carrying a concealed handgun in his or her motor vehicle or has  
35 left the concealed handgun in his or her locked and unattended motor vehicle.

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1 SECTION 7. Arkansas Code § 5-73-306(4), concerning the prohibition  
2 against carrying a concealed handgun by a concealed carry licensee into any  
3 detention facility, prison, or jail, is amended to read as follows:

4 (4) Any part of a detention facility, prison, or jail, including  
5 without limitation a parking lot owned, maintained, or otherwise controlled  
6 by the Department of Correction or Department of Community Correction;

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8 /s/M. Gray  
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