

INTERIM STUDY PROPOSAL 2019-049

1
2 State of Arkansas
3 92nd General Assembly
4 Regular Session, 2019

As Engrossed: S4/3/19

A Bill

SENATE BILL 660

5
6 By: Senator T. Garner

7 Filed with: Senate Committee on City, County, and Local Affairs
8 pursuant to A.C.A. §10-3-217.

9 **For An Act To Be Entitled**

10 AN ACT TO MODERNIZE THE CONCEALED HANDGUN LICENSING
11 FRAMEWORK; CONCERNING THE POSSESSION OF A HANDGUN;
12 AND FOR OTHER PURPOSES.

13
14
15 **Subtitle**

16 TO MODERNIZE THE CONCEALED HANDGUN
17 LICENSING FRAMEWORK; AND CONCERNING THE
18 POSSESSION OF A HANDGUN.

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

22
23 SECTION 1. Arkansas Code § 5-73-101, concerning definitions used
24 concerning weapons, is amended to add an additional subdivision to read as
25 follows:

26 (12) "Publicly owned building or facility" means a structure or
27 enclosed area that is owned, operated, or administered by the United States
28 Government, state government, or a county, local, regional, or municipal
29 government for public use.

30
31 SECTION 2. Arkansas Code § 5-73-119(c)(1), concerning the possession
32 of a handgun upon the property of any private institution of higher education
33 or a publicly supported institution of higher education, is amended to read
34 as follows:

35 (c)(1)(A) Except as provided in § 5-73-322, a person in this state
36 shall not possess a handgun upon the property of any private institution of

1 higher education or a publicly supported institution of higher education in
2 this state on or about his or her person, in a vehicle occupied by him or
3 her, or otherwise readily available for use with a purpose to employ the
4 handgun as a weapon against a person.

5 (B) However, a person with a license to carry a concealed
6 handgun with a concealed carry endorsement under § 5-73-322 may possess and
7 store a handgun in his or her room inside of a university or college-operated
8 student dormitory or residence hall under § 5-73-322(d).

9
10 SECTION 3. Arkansas Code § 5-73-122(a)(3), concerning the exceptions
11 to the prohibition against possessing a firearm in a publicly owned building
12 or facility, is amended to add a new subdivision to read as follows:

13 (F) If the person is a member of a board or commission
14 established under state law and the person possesses the handgun in or at a
15 publicly owned building or facility where a meeting of the board or
16 commission is being held.

17
18 SECTION 4. Arkansas Code § 5-73-306(5), concerning the places where a
19 person with a license to carry a concealed handgun is prohibited from
20 carrying a concealed handgun, is amended to add an additional subdivision to
21 read as follows:

22 (5)(A) Any courthouse, courthouse annex, or other building
23 owned, leased, or regularly used by a county for conducting court proceedings
24 or housing a county office unless:

- 25 ~~(A)(i)~~ The licensee is:
 - 26 ~~(i)(a)~~ Employed by the county;
 - 27 ~~(ii)(b)~~ A countywide elected official;
 - 28 ~~(iii)(c)~~ A justice of the peace; or
 - 29 ~~(iv)(a)(d)(1)~~ Employed by a governmental
- 30 entity, other than the county, with an office or place of employment inside
- 31 the courthouse, the courthouse annex, or other building owned, leased, or
- 32 regularly used by the county for conducting court proceedings or housing a
- 33 county office.

34 ~~(b)(2)~~ A licensee is limited to carrying
35 a concealed handgun under subdivision ~~(5)(A)(iv)(a)(5)(A)(i)(d)(1)~~ of this
36 section into the courthouse, courthouse annex, or other building owned,

1 leased, or regularly used by the county for conducting court proceedings or
2 housing a county office where the office or place of employment of the
3 governmental entity that employs him or her is located;

4 ~~(B)~~(ii) The licensee’s principal place of employment
5 is within the courthouse, the courthouse annex, or other building owned,
6 leased, or regularly used by the county for conducting court proceedings or
7 housing a county office; and

8 ~~(C)~~(iii) The quorum court by ordinance approves a
9 plan that allows licensees permitted under this subdivision (5) to carry a
10 concealed handgun into the courthouse, courthouse annex, or other building
11 owned, leased, or regularly used by a county for conducting court proceedings
12 or housing a county office, as set out by the local security and emergency
13 preparedness plan~~+~~.

14 (B) The prohibition against carrying a concealed handgun
15 into a building housing a county office under this subdivision (5) does not
16 apply to a licensee who has obtained a concealed carry endorsement under § 5-
17 73-322(g) if the building housing the county office does not also contain a
18 courthouse or courtroom and an administrative hearing is not underway in the
19 building;

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21 SECTION 5. Arkansas Code § 5-73-322(d), concerning the storage of a
22 handgun in a university or college-operated student dormitory or residence
23 hall, is amended to read as follows:

24 (d) The storage of a handgun in a university or college-operated
25 student dormitory or residence hall is ~~prohibited under § 5-73-119(e)~~
26 permitted if the handgun:

27 ((1) Is lawfully possessed;

28 (2) Is stored out of sight inside a locked room in the student
29 dormitory or residence hall; and

30 (3)(A) Is stored inside a locked personal handgun storage
31 container that is designed for the safe storage of a handgun.

32 (B) A person is not required to store the handgun in the
33 personal handgun storage container until he or she is leaving his or her room
34 in the student dormitory or residence hall.

1 SECTION 6. Arkansas Code § 5-73-322(g)(2)(A), concerning the training
2 for a license to carry a concealed handgun with a concealed carry
3 endorsement, is amended to read as follows:

4 (2)(A) Training required under this subsection ~~shall~~:

5 (i) ~~Not be required to be renewed~~ Does not require
6 renewal;

7 (ii) ~~Consist~~ Shall consist of a course of up to
8 eight (8) hours;

9 (iii) ~~Be~~ May be offered by all training instructors
10 and at all concealed carry training courses; and

11 (iv) ~~Cost~~ Shall cost no more than a nominal amount.
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13 SECTION 7. Arkansas Code Title 5, Chapter 73, Subchapter 3, is amended
14 to add an additional section to read as follows:

15 5-73-327. Government not a private entity.

16 The United States Government, the state government, or a county, local,
17 regional, or municipal government is not considered:

18 (1) An entity exercising control over a physical location under
19 § 5-73-306(18); or

20 (2) A private entity under § 5-73-306(19).
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22
23 /s/T. Garner
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26 Referred requested by the Arkansas Senate

27 Prepared by: BPG/VJF
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