

Stricken language would be deleted from present law. Underlined language would be added to present law.

1 State of Arkansas  
2 81st General Assembly  
3 Regular Session, 1997  
4

As Engrossed: H2/21/97

# A Bill

ACT 302 OF 1997  
HOUSE BILL 1306

5 By: Representative Milum  
6  
7

## For An Act To Be Entitled

9 "AN ACT TO AMEND ARKANSAS CODE ANNOTATED § 12-15-202 TO  
10 REQUIRE THE FINGERPRINTS OF RETIRED LAW ENFORCEMENT  
11 OFFICERS WHO CARRY A CONCEALED HANDGUN TO BE ON FILE WITH  
12 THE ARKANSAS STATE POLICE; AND FOR OTHER PURPOSES."  
13

## Subtitle

14 "TO REQUIRE THE FINGERPRINTS OF RETIRED  
15 LAW ENFORCEMENT OFFICERS WHO CARRY A  
16 CONCEALED HANDGUN TO BE ON FILE WITH THE  
17 ARKANSAS STATE POLICE"  
18

19  
20 BE IT ENACTED BY THE GENERAL ASSEMBLY OF THE STATE OF ARKANSAS:  
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22 SECTION 1. Arkansas Code Annotated § 12-15-202 is amended to read as  
23 follows:

24 "12-15-202. Eligibility to carry concealed handgun.

25 (a) Any certified law enforcement officer:

26 (1) Who is presently in the employ of a public law enforcement  
27 department, office, or agency; and

28 (2) Who is authorized by the public law enforcement department,  
29 office, or agency to carry a firearm in the course and scope of his or her  
30 duties; and

31 (3) Who is not subject to any disciplinary action by the public  
32 law enforcement department, office, or agency; and

33 (4) Who is carrying appropriate written identification issued by  
34 the public law enforcement department, office, or agency identifying him or  
35 her as a certified law enforcement officer; and

36 (5) Who is not otherwise prohibited under state or federal law;

1 may carry a concealed handgun.

2 (b)(1) Any retired law enforcement officer:

3 (A) Who retired from service with a public law enforcement  
4 department, office, or agency for reasons other than mental disability; and

5 (B) Who immediately before retirement was a certified law  
6 enforcement officer authorized by the public law enforcement department,  
7 office, or agency to carry a firearm in the course and scope of his or her  
8 duties; and

9 (C) Who has nonforfeitable rights to benefits under the  
10 retirement plan of the public law enforcement department, office, or agency;  
11 and

12 (D) Who is carrying appropriate written identification  
13 issued by the public law enforcement department, office, or agency identifying  
14 him or her as a retired and former certified law enforcement officer; and

15 (E) Who is not otherwise prohibited under state or federal  
16 law; and

17 (F) Who has written authorization from the chief law  
18 enforcement officer of the city or county in which he resides, or in the case  
19 of retired State Police officers, written authorization from the Director,  
20 Arkansas State Police; and

21 (G) Whose fingerprint impressions are on file with the  
22 Arkansas State Police together with written authorization for state and  
23 national level criminal history record screening;

24 may carry a concealed handgun in accordance with regulations prescribed by the  
25 board created by § 12-15-203.

26 (2) The chief law enforcement officer of the city or county shall  
27 keep a record of all retired law enforcement officers authorized to carry a  
28 concealed handgun in his jurisdiction and shall revoke any authorization for  
29 good cause shown."  
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31 SECTION 2. All provisions of this act of a general and permanent nature  
32 are amendatory to the Arkansas Code of 1987 Annotated and the Arkansas Code  
33 Revision Commission shall incorporate the same in the Code.  
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35 SECTION 3. If any provision of this act or the application thereof to  
36 any person or circumstance is held invalid, such invalidity shall not affect

1 other provisions or applications of the act which can be given effect without  
2 the invalid provision or application, and to this end the provisions of this  
3 act are declared to be severable.

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5 SECTION 4. All laws and parts of laws in conflict with this act are  
6 hereby repealed.

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*/s/Rep. Milum*

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APPROVED: 2-28-97

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