

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

As Engrossed: H4/7/03
A Bill

Act 1352 of 2003
SENATE BILL 275

5 By: Senator Glover
6 By: Representatives Schulte, L. Evans
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9 **For An Act To Be Entitled**

10 AN ACT CONCERNING THE UNIFORM MACHINE GUN ACT;
11 AND FOR OTHER PURPOSES.
12

13 **Subtitle**

14 AN ACT CONCERNING THE UNIFORM MACHINE
15 GUN ACT.
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18 BE IT ENACTED BY THE GENERAL ASSEMBLY OF THE STATE OF ARKANSAS:
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20 SECTION 1. Arkansas Code § 5-73-205 is amended to read as follows:
21 5-73-205. Presumption of offensive or aggressive purpose.

22 (a) Possession or use of a machine gun shall be presumed to be for
23 offensive or aggressive purpose:

24 (1) When the machine gun is on premises not owned or rented, for
25 bona fide permanent residence or business occupancy, by the person in whose
26 possession the machine gun may be found; or

27 (2) When in the possession of, or used by, an unnaturalized
28 foreign-born person, or a person who has been convicted of a crime of
29 violence in any court of record, state or federal, of the United States of
30 America, its territories or insular possessions; or

31 (3) When the machine gun is of the kind described in § 5-73-209
32 and has not been registered as in said section required; or

33 (4) When empty or loaded pistol shells of 30 (.30 in. or 7.63
34 mm.) or larger caliber which have been or are susceptible of use in the
35 machine gun are found in the immediate vicinity thereof.

36 (b) A machine gun is exempt from the presumption of offensive or



1 aggressive purpose if:

2 (1) The machine gun has been registered to a corporation in the
3 business of manufacturing ammunition or a representative of the corporation
4 under the National Firearms Act, 26 U.S. Code Chapter 53, or the Gun Control
5 Act, 18 U.S. Code Chapter 44;

6 (2) The machine gun is being used primarily to test ammunition
7 in a non-offensive and non-aggressive manner by the corporation or the
8 corporation's representative that the machine gun is registered to; and

9 (3) The corporation or the corporation's representative is not
10 prohibited from the possession of a firearm by any state or federal law.

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12 /s/ Glover, et al

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15 APPROVED: 4/15/2003
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