

1 State of Arkansas
2 93rd General Assembly
3 Regular Session, 2021
4

As Engrossed: S3/17/21

A Bill

HOUSE BILL 1593

5 By: Representative Gazaway
6 By: Senators B. Ballinger, Hester
7

For An Act To Be Entitled

9 AN ACT CONCERNING RETIRED PROSECUTING ATTORNEYS
10 CARRYING A CONCEALED HANDGUN; AND FOR OTHER PURPOSES.
11

Subtitle

14 CONCERNING RETIRED PROSECUTING ATTORNEYS
15 CARRYING A CONCEALED HANDGUN.
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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 § 12-15-202(b), concerning certain retired
21 persons who may carry a concealed handgun, is amended to add an additional
22 subdivision to read as follows:

23 (3)(A) A concealed handgun may be carried by a retired
24 prosecuting attorney or a retired deputy prosecuting attorney designated by
25 the prosecuting attorney who:

26 (i) Retired in good standing from service with a
27 prosecuting attorney's office for reasons other than mental disability;

28 (ii) Immediately before retirement was authorized to
29 carry a firearm in the course and scope of his or her duties;

30 (iii) Is carrying appropriate written photographic
31 identification issued by a prosecuting attorney's office, identifying him or
32 her as a retired prosecuting attorney or a retired deputy prosecuting
33 attorney designated by the prosecuting attorney;

34 (iv) Is not otherwise prohibited under federal law
35 from receiving or possessing a firearm;

36 (v) Has fingerprint impressions on file with the



1 system together with written authorization for state and national level
2 criminal history record screening;

3 (vi) During the most recent twelve-month period has
4 met the statutory requirements of § 16-21-147(b)(4);

5 (vii) Before his or her retirement, worked or was
6 employed as a prosecuting attorney or as a deputy prosecuting attorney for an
7 aggregate of ten (10) years or more; and

8 (viii) Is not under the influence of or consuming
9 alcohol or another intoxicating or hallucinatory drug or substance.

10 (B) A prosecuting attorney shall keep a record of all
11 retired prosecuting attorneys and retired deputy prosecuting attorneys
12 designated by the prosecuting attorney authorized to carry a concealed
13 handgun in his or her jurisdiction and may revoke any authorization only for
14 good cause shown and not for an arbitrary or capricious reason.

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16 *SECTION 2. Arkansas Code § 12-15-202(d), concerning a person's*
17 *eligibility to carry a concealed handgun, is amended to read as follows:*

18 *(d) ~~Any~~ A certified law enforcement officer, or retired law*
19 *enforcement officer, prosecuting attorney, deputy prosecuting attorney*
20 *designated by the prosecuting attorney, retired prosecuting attorney, or*
21 *retired deputy prosecuting attorney designated by the prosecuting attorney*
22 *carrying a concealed handgun under this section is not subject to the*
23 *prohibitions and limitations of § 5-73-306.*

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26 /s/Gazaway

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29 **APPROVED: 4/14/21**