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. Act 889 of the Regular Session		
1	State of Arkansas As Engrossed: S2/17/05	
2	85th General Assembly A Bill	
3	Regular Session, 2005 SENATE BILL 274	
4		
5	By: Senator Laverty	
6	By: Representative Sullivan	
7		
8		
9	For An Act To Be Entitled	
10	AN ACT TO ALLOW LAW ENFORCEMENT AGENCIES TO SELL	
11	WEAPONS CONFISCATED UNDER ARKANSAS CODE § 16-90-	
12	119; AND FOR OTHER PURPOSES.	
13		
14	Subtitle	
15	AN ACT TO ALLOW LAW ENFORCEMENT AGENCIES	
16	TO SELL WEAPONS CONFISCATED UNDER	
17	ARKANSAS CODE § 16-90-119.	
18		
19		
20	BE IT ENACTED BY THE GENERAL ASSEMBLY OF THE STATE OF ARKANSAS:	
21		
22	SECTION 1. Arkansas Code § 16-90-119 is amended to read as follows:	
23	16-90-119. Confiscation and destruction of deadly weapons.	
24	(a) When any person is convicted of any homicide, burglary, robbery,	
25	assault with intent to kill, assault with a deadly weapon, battery, or any	
26	other felony involving a deadly weapon, the court in which the person is	
27	convicted may confiscate the deadly weapons involved in the offense and may	
28	by court order either <u>:</u>	
29	(1) transfer Transfer the weapons and the title to the weapons	
30	to an appropriate state or local law enforcement agency <u>for use or sale by</u>	
31	the law enforcement agency; or,	
32	(2) if If the weapons are not suitable for use or sale by law	
33	enforcement agencies, may order the weapons destroyed.	
34	(b)(1) The sale of weapons by a law enforcement agency under this	
35	section shall be at a public auction or by competitive bid.	



1	(2) The sale shall be subject to a background check of the
2	purchaser through the Federal Bureau of Investigation's National Instant
3	Criminal Background Check System.
4	(3) The sale shall not include illegal weapons.
5	(4) The proceeds of the auction shall be retained by the law
6	enforcement agency.
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8	/s/ Laverty
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11	APPROVED: 3/16/2005
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