

Hall of the House of Representatives

88th General Assembly - Regular Session, 2011

Amendment Form

Subtitle of House Bill No. 1051

THE DEFENSE CARRY RESTORATION ACT REGARDING THE OPEN CARRY OF
FIREARMS.

Amendment No. 1 to House Bill No. 1051

Amend House Bill No. 1051 as originally introduced:

Page 1, line 8 delete "DEFENSE" and substitute "DEFENSIVE"

and

Page 1, line 17 delete "DEFENSE" and substitute "DEFENSIVE"

and

Page 1, line 18 delete "OPEN" and substitute "DEFENSIVE"



and

Page 1, delete lines 25 through 29 and substitute:

"(a) A person commits the offense of carrying a weapon if he or she possesses ~~a handgun, knife, or club~~ on or about his or her person, in a vehicle occupied by him or her, or otherwise readily available for use with a purpose to employ ~~the handgun, knife, or club~~ as a weapon against a person any of the following:

(1) A knife;

(2) A club; or

(3) Unless with a license issued or recognized under § 5-73-301 et seq., a concealed handgun."

and

Delete Section 2 and substitute:

"SECTION 2. Arkansas Code § 5-73-122 is amended to read as follows:

5-73-122. ~~Carrying a firearm in publicly owned buildings or facilities~~ Prohibited places to carry a firearm.

(a)(1) It is unlawful for any person other than a law enforcement officer or a security guard in the employ of the state or an agency of the state, or any city or county, or any state or federal military personnel, to: (A) knowingly ~~knowingly~~ carry or possess a loaded firearm or other deadly weapon in any publicly owned building or facility or on the State Capitol grounds; or

~~(2)(B) It is unlawful for any person other than a law enforcement officer or a security guard in the employ of the state or an agency of the state, or any city or county, or any state or federal military personnel, to knowingly~~ Knowingly carry or possess a firearm, whether loaded or unloaded, in the State Capitol Building or the Justice Building in Little Rock.

~~(3)(2)(A) However, the~~ The provisions of this subsection do not apply to a person carrying or possessing a firearm or other deadly weapon in a publicly owned building or facility or on the State Capitol grounds for the purpose of participating in a shooting match or target practice under the auspices of the agency responsible for the building or facility or grounds or if necessary to participate in a trade show, exhibit, or educational course conducted in the building or facility or on the grounds.

~~(4)(B)~~ As used in this section, "facility" means a municipally owned or maintained park, football field, baseball field, soccer field, or another similar municipally owned or maintained recreational structure or property.

(b) Except as provided by § 5-73-306, is unlawful to knowingly carry a handgun into a place listed in § 5-73-306.

~~(b)(1)(c)(1)~~ Any person other than a law enforcement officer, officer of the court, or bailiff, acting in the line of duty, or any other person authorized by the court, who knowingly possesses a handgun in the courtroom of any court of this state upon conviction is guilty of a Class D felony.

(2) Otherwise, any person violating a ~~provision of~~ this section is guilty of a Class A misdemeanor."

The Amendment was read _____

By: Representative D. Altes

BPG/CDS - 01/25/11 04:03

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Chief Clerk