

**ARKANSAS SENATE**  
92nd General Assembly - Regular Session, 2019  
**Amendment Form**

---

**Subtitle of Senate Bill No. 197**

TO CLARIFY THE SCOPE IN WHICH A CERTIFIED LAW ENFORCEMENT OFFICER MAY CARRY A  
OPEN OR CONCEALED HANDGUN BOTH WHILE ON DUTY AND OFF DUTY.

---

**Amendment No. 1 to Senate Bill 197**

Amend Senate Bill No. 197 as originally introduced:

Add Representative Breaux as a cosponsor of the bill

AND

Page 1, line 9, delete "A" and substitute "AN"

AND

Page 1, line 16, delete "A" and substitute "AN"

AND

Page 1, delete lines 26 and 27, and substitute the following:

"(6)(A) The person is a certified law enforcement officer,  
either on-duty or off-duty.

(B) If the person is an off-duty certified law enforcement  
officer, he or she may be required by a public school or publicly supported  
institution of higher education to be in physical possession of a valid  
identification identifying the person as a certified law enforcement  
officer;"

AND

Page 1, delete lines 32 and 33, and substitute the following:

"(7)(A) The person is a certified law enforcement officer,  
either on-duty or off-duty.

(B) If the person is an off-duty certified law enforcement  
officer, he or she may be required by a public school or publicly supported  
institution of higher education to be in physical possession of a valid  
identification identifying the person as a certified law enforcement



officer;"

AND

Page 2, line 4, delete "on duty or off duty" and substitute "on-duty or off-duty"

AND

Page 2, line 10, delete "on duty or off duty" and substitute "on-duty or off-duty"

AND

Page 2, line 19, delete "on duty" and substitute "on-duty"

AND

Page 2, line 20, delete "off duty" and substitute "off-duty"

AND

Page 2, delete line 22, and substitute the following:  
"a courthouse of this state.

SECTION 5. Arkansas Code § 5-73-122, concerning carrying a firearm in a publicly owned building or facility, is amended to add additional subsections to read as follows:

(d) An off-duty certified law enforcement officer carrying a firearm in a publicly owned building or facility may be required to be in physical possession of a valid identification identifying the person as a certified law enforcement officer.

(e) An off-duty certified law enforcement officer may not carry a firearm into a courtroom if the off-duty certified law enforcement officer is a party to or a witness in a civil matter unless the law provides otherwise.

SECTION 6. DO NOT CODIFY. Policy required.

(a) A state institution shall develop a policy consistent with this act concerning the lawful open or concealed carry of a handgun by an off-duty certified law enforcement officer at a state institution affected by this act.

(b) The promulgation of a policy under this section is exempt from the Arkansas Administrative Procedure Act, § 25-15-201 et seq."

The Amendment was read the first time, rules suspended and read the second time and \_\_\_\_\_

By: Senator B. Ballinger  
BPG/BPG - 02-05-2019 10:12:37  
BPG301

\_\_\_\_\_  
Secretary