

**AGENDA**  
**House Committee on Judiciary**  
**89th General Assembly**  
**Regular Session, 2013**

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**Tuesday, April 02, 2013**  
**10 MINUTES UPON ADJOURNMENT**  
**Room 149, State Capitol**  
**Little Rock, Arkansas**

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Rep. Marshall Wright, Chair  
Rep. John T. Vines, Vice Chair  
Rep. Darrin Williams  
Rep. Jim Nickels  
Rep. Mary L. Slinkard  
Rep. Nate Steel

Rep. Matthew J. Shepherd  
Rep. Jeremy Gillam  
Rep. John W. Walker  
Rep. Sue Scott  
Rep. Mark D. McElroy  
Rep. David Kizzia  
Rep. Stephen Magie

Rep. Charlene Fite  
Rep. Bob Ballinger  
Rep. John Baine  
Rep. Wes Wagner  
Rep. Micah S. Neal  
Rep. Mary Broadway  
Rep. Monte Hodges

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**REGULAR AGENDA**

<b>Number</b>	<b>Sponsor</b>	<b>Subtitle</b>
<a href="#">HB1263</a>	Steel	TO CEASE THE TRANSFER OF SOME DISTRICT COURTS TO THE STATE DISTRICT COURT SYSTEM; TO PRESERVE THE ADMINISTRATION OF JUSTICE FUND; TO PROTECT STATE TRIAL COURT ASSISTANTS BY REPEALING JUDICIAL POSITIONS NOT YET FILLED.
<a href="#">HB1448</a>	Fite	TO PROVIDE FOR EXTENDED POST-CONVICTION NO CONTACT ORDERS UPON A CONVICTION FOR CERTAIN CRIMINAL OFFENSES.
<a href="#">HB1638</a>	Williams	TO ESTABLISH THE COMPREHENSIVE CRIMINAL RECORD SEALING ACT OF 2013; AND TO AMEND, CONSOLIDATE, CLARIFY, AND SIMPLIFY THE PROCESS FOR SEALING A PERSON'S CRIMINAL RECORD UNDER CERTAIN CIRCUMSTANCES.
<a href="#">HB1995</a>	Steel	CONCERNING THE PORTION OF A DISTRICT COURT'S EXPENSES THAT ARE PAID BY A COUNTY, CITY, OR TOWN.
<a href="#">HB1996</a>	Steel	TO REGULATE THE USE OF AUTOMATIC LICENSE PLATE READER SYSTEMS.
<a href="#">HB2090</a>	Broadaway	TO SPECIFY AN APPROPRIATE INTEREST RATE ON CONTRACTS WHEN NONE IS SPECIFIED.
<a href="#">HB1348</a>	Alexander	TO REAFFIRM AMERICAN LAWS FOR AMERICAN COURTS; AND TO DECLARE AN EMERGENCY.
<a href="#">HB1847</a>	Nickels	TO REFORM MORTGAGE FORECLOSURE PROCEDURES AND PRACTICES; TO REQUIRE CIRCUIT CLERKS TO CONDUCT JUDICIAL SALES; AND TO ABOLISH THE AUTHORITY AND PROCEDURES TO PERFORM STATUTORY FORECLOSURES.
<a href="#">HB2016</a>	Bell	CONCERNING CRIMINAL OFFENSES INVOLVING A FIREARM.
<a href="#">HB2018</a>	Bell	TO PROVIDE FOR CRIMINAL BACKGROUND CHECKS OF CANDIDATES BEFORE ELECTIONS; AND TO ALLOW CANDIDATES TO PROVIDE THEIR BACKGROUND CHECKS.
<a href="#">SB896</a>	B. King	TO PROVIDE FOR THE ABILITY OF A CHURCH THAT OPERATES A PRIVATE SCHOOL, K-12, TO ALLOW A PERSON WHO POSSESSES A CONCEALED HANDGUN LICENSE TO CARRY A CONCEALED HANDGUN ON SCHOOL PROPERTY.
<a href="#">HB1763</a>	Nickels	TO ESTABLISH A CAUSE OF ACTION AGAINST THIRD PARTIES WHO CONDUCT BACKGROUND CHECKS AND RELEASE ERRONEOUS INFORMATION.
<a href="#">HB1844</a>	Nickels	AN ACT TO REFORM RESIDENTIAL MORTGAGE FORECLOSURE PROCEDURES AND PRACTICES; AND TO REQUIRE THAT CIRCUIT CLERKS AS PART OF THEIR OFFICIAL DUTIES CONDUCT JUDICIAL SALES AND STATUTORY FORECLOSURE SALES.
<a href="#">HB1521</a>	Hammer	TO ALLOW A VICTIM OF CERTAIN SEXUAL CRIMINAL OFFENSES TO REQUIRE TESTING OF A DEFENDANT FOR SEXUALLY TRANSMITTED DISEASES.

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<a href="#">HB2287</a>	Hammer	TO BE KNOWN AS "JENNY'S LAW"; AND TO PROVIDE FOR MANDATORY MINIMUM SENTENCES.
<a href="#">SB718</a>	Files	TO CREATE CRIMINAL AND CIVIL PENALTIES FOR CERTAIN ACTIVITIES RELATING TO SOFTWARE AND OTHER DEVICES AND MECHANISMS THAT MODIFY OR FALSIFY ELECTRONIC RECORDS FOR THE PURPOSE OF EVADING TAXES.
<a href="#">HB2166</a>	Walker	TO REPEAL ARKANSAS'S CAPITAL PUNISHMENT LAWS; AND TO ABOLISH CAPITAL PUNISHMENT.
<a href="#">HB1752</a>	Ballinger	THE ARKANSAS SECOND AMENDMENT LIBERTIES SAFEGUARDS ACT.
<a href="#">HB2144</a>	Lowery	CONCERNING THE SEALING OR EXPUNGEMENT OF CERTAIN LEGAL DOCUMENTS RELATING TO CRIMINAL RECORDS.
<a href="#">HB2242</a>	Lowery	TO ESTABLISH THE PUBLIC SAFETY SUPPORT SYSTEM PROGRAM TO ASSIST LAW ENFORCEMENT.
<a href="#">HB1972</a>	Lowery	TO AMEND THE STATUTES GOVERNING THE ABATEMENT OF NUISANCES THAT ARE USED FOR THE MANUFACTURE, SALE, OR USE OF A CONTROLLED SUBSTANCE.
<a href="#">HB2093</a>	Lowery	TO EXPUNGE AND SEAL DISMISSED EX PARTE TEMPORARY ORDERS OF PROTECTION.
<a href="#">SB858</a>	Rapert	CONCERNING THE RECOGNITION OF OTHER STATES' LICENSES TO CARRY A CONCEALED HANDGUN.
<a href="#">SB1123</a>	J. Hutchinson	CONCERNING THE OFFENSE OF ATTEMPTING TO OBTAIN A CONTROLLED SUBSTANCE BY FRAUD.
<a href="#">SB1134</a>	J. Hutchinson	TO AMEND THE PENALTIES FOR THE CRIMINAL OFFENSE OF FAILURE TO APPEAR.
<a href="#">HB2182</a>	C. Armstrong	TO EXTEND CERTAIN PAROLE PROVISIONS CONTAINED IN ACT 570 OF 2011 TO INMATES WHO WERE CONVICTED BEFORE THE EFFECTIVE DATE OF THE ACT.
<a href="#">HB1839</a>	Baine	TO CREATE STATUTORY CHARITABLE IMMUNITY FOR CHURCHES OR OTHER PLACES OF WORSHIP UNDER CERTAIN CIRCUMSTANCES.
<a href="#">SB630</a>	Rapert	PROVIDING FOR ENHANCED CIVIL LIABILITY RESULTING FROM ACTS OF TERRORISM; AND TO BE KNOWN AS ANDY'S LAW.
<a href="#">SB13</a>	G. Stubblefield	PROVIDING LEGAL PROTECTION TO ANIMAL OWNERS AND THEIR ANIMALS AND TO ENSURE THAT ONLY LAW ENFORCEMENT AGENCIES INVESTIGATE CHARGES OF ANIMAL CRUELTY.
<a href="#">HB2108</a>	S. Malone	IMPOSING AN ADDITIONAL COURT COST ON ALL PERSONS CONVICTED OF A CRIMINAL OFFENSE INVOLVING DOMESTIC VIOLENCE WITH THE PROCEEDS FUNDING CRISIS CENTERS.

## SPECIAL ORDER OF BUSINESS - THURSDAY, APRIL 4, 2013

Number	Sponsor	Subtitle
<a href="#">SB367</a>	J. Hendren	TO ADDRESS THE PROTECTION OF PRIVATE PROPERTY.

### ARKANSAS CODE ANNOTATED TECHNICAL CORRECTION BILLS

Number	Sponsor	Subtitle
<a href="#">HB1718</a>	Williams	TO AMEND OBSOLETE PROVISIONS OF TITLE 25 OF THE ARKANSAS CODE.
<a href="#">HB1719</a>	Williams	TO REPEAL PROVISIONS OF TITLE 22 OF THE ARKANSAS CODE CONCERNING PUBLIC PROPERTY.
<a href="#">HB1722</a>	Williams	TO REPEAL CERTAIN OBSOLETE LAWS CONTAINED IN TITLE 18 OF THE ARKANSAS CODE.
<a href="#">HB1727</a>	Williams	TO REPEAL CERTAIN OBSOLETE LAWS CONCERNING LIBRARIES, ARCHIVES, AND CULTURAL RESOURCES UNDER TITLE 13 OF THE ARKANSAS CODE.
<a href="#">HB1728</a>	Williams	TO REPEAL OBSOLETE PROVISIONS IN AND MAKE OTHER TECHNICAL CORRECTIONS TO TITLE 12 OF THE ARKANSAS CODE CONCERNING LAW ENFORCEMENT, CORRECTIONS, EMERGENCY MANAGEMENT, AND MILITARY AFFAIRS.
<a href="#">HB1736</a>	Williams	TO REPEAL OR AMEND CERTAIN OBSOLETE LAWS CONCERNING BUSINESS AND COMMERCIAL LAW CONTAINED IN TITLE 4 OF THE ARKANSAS CODE.
<a href="#">SB175</a>	D. Johnson	TO MAKE TECHNICAL CORRECTIONS TO TITLE 2, CONCERNING AGRICULTURE LAW.

<a href="#">SB176</a>	D. Johnson	TO MAKE TECHNICAL CORRECTIONS CONCERNING ALCOHOLIC BEVERAGES TO TITLE 3 OF THE ARKANSAS CODE.
<a href="#">SB177</a>	D. Johnson	TO MAKE TECHNICAL CORRECTIONS TO TITLE 4, CONCERNING BUSINESS AND COMMERCIAL LAW, OF THE ARKANSAS CODE.
<a href="#">SB178</a>	D. Johnson	TO MAKE TECHNICAL CORRECTIONS TO TITLE 5, CONCERNING CRIMINAL LAW, OF THE ARKANSAS CODE.
<a href="#">SB180</a>	D. Johnson	AN ACT TO MAKE TECHNICAL CORRECTIONS TO TITLE 7 OF THE ARKANSAS CODE, CONCERNING ELECTIONS, AND AMENDING PORTIONS OF ARKANSAS LAW RESULTING FROM INITIATED ACT 1 OF 1990 AND INITIATED ACT 1 OF 1996.
<a href="#">SB181</a>	D. Johnson	TO MAKE TECHNICAL CORRECTIONS TO TITLE 8 OF THE ARKANSAS CODE CONCERNING ENVIRONMENTAL LAW.
<a href="#">SB182</a>	D. Johnson	TO MAKE TECHNICAL CORRECTIONS TO TITLE 10 OF THE ARKANSAS CODE CONCERNING THE ARKANSAS STATE CLAIMS COMMISSION.
<a href="#">SB183</a>	D. Johnson	TO MAKE TECHNICAL CORRECTIONS TO TITLE 11 OF THE ARKANSAS CODE CONCERNING LABOR AND INDUSTRIAL RELATIONS LAW.
<a href="#">SB184</a>	D. Johnson	TO MAKE TECHNICAL CORRECTIONS TO TITLE 12 CONCERNING LAW ENFORCEMENT, EMERGENCY MANAGEMENT, AND MILITARY AFFAIRS.
<a href="#">SB185</a>	D. Johnson	TO MAKE TECHNICAL CORRECTIONS TO TITLE 15 OF THE ARKANSAS CODE CONCERNING NATURAL RESOURCES AND ECONOMIC DEVELOPMENT.
<a href="#">SB186</a>	D. Johnson	TO MAKE TECHNICAL CORRECTIONS TO TITLE 17 OF THE ARKANSAS CODE, CONCERNING PROFESSIONS, OCCUPATIONS, AND BUSINESSES.
<a href="#">SB187</a>	D. Johnson	AN ACT TO MAKE TECHNICAL CORRECTIONS TO TITLE 18 OF THE ARKANSAS CODE CONCERNING PROPERTY RIGHTS AND INTERESTS.
<a href="#">SB188</a>	D. Johnson	TO MAKE TECHNICAL CORRECTIONS TO TITLE 19 OF THE ARKANSAS CODE CONCERNING PUBLIC FINANCE.
<a href="#">SB189</a>	D. Johnson	AN ACT TO MAKE TECHNICAL CORRECTIONS TO TITLE 20 OF THE ARKANSAS CODE CONCERNING PUBLIC HEALTH AND WELFARE.
<a href="#">SB190</a>	D. Johnson	TO MAKE TECHNICAL CORRECTIONS TO TITLE 23 OF THE ARKANSAS CODE CONCERNING PUBLIC UTILITIES AND REGULATED INDUSTRIES.
<a href="#">SB191</a>	D. Johnson	TO MAKE TECHNICAL CORRECTIONS TO TITLE 24, CONCERNING PUBLIC RETIREMENT AND PENSION LAW, OF THE ARKANSAS CODE.
<a href="#">SB192</a>	D. Johnson	TO MAKE TECHNICAL CORRECTIONS TO TITLE 26 OF THE ARKANSAS CODE CONCERNING TAXATION.
<a href="#">SB193</a>	D. Johnson	TO MAKE TECHNICAL CORRECTIONS TO TITLE 27 OF THE ARKANSAS CODE CONCERNING TRANSPORTATION.
<a href="#">SB194</a>	D. Johnson	TO MAKE TECHNICAL CORRECTIONS TO TITLE 28 OF THE ARKANSAS CODE CONCERNING WILLS, ESTATES, AND FIDUCIARY RELATIONSHIPS.
<a href="#">SB264</a>	D. Johnson	AN ACT TO MAKE TECHNICAL CORRECTIONS TO TITLE 6 OF THE ARKANSAS CODE, CONCERNING EDUCATION LAW.
<a href="#">SB502</a>	D. Johnson	TO MAKE TECHNICAL CORRECTIONS TO TITLE 14 OF THE ARKANSAS CODE CONCERNING LOCAL GOVERNMENTS.
<a href="#">SB503</a>	D. Johnson	TO MAKE TECHNICAL CORRECTIONS TO TITLE 16 OF THE ARKANSAS CODE CONCERNING PRACTICES, PROCEDURES, AND COURTS.
<a href="#">SB504</a>	D. Johnson	TO MAKE TECHNICAL CORRECTIONS TO TITLE 22 OF THE ARKANSAS CODE CONCERNING PUBLIC PROPERTY.

#### **DEFERRED**

<b>Number</b>	<b>Sponsor</b>	<b>Subtitle</b>
<a href="#">HB1012</a>	Payton	TO PROVIDE FOR JURISDICTIONAL COOPERATION REGARDING ARRESTS, SEARCHES, AND SEIZURES BY FEDERAL EMPLOYEES.
<a href="#">HB1014</a>	Harris	TO EXTEND THE CONCEALED HANDGUN LICENSE EXEMPTION TO FORMER CERTIFIED LAW ENFORCEMENT OFFICERS.
<a href="#">HB1026</a>	B. Wilkins	TO INCREASE THE PENALTIES FOR AGGRAVATED ASSAULT AND MISDEMEANOR ASSAULT IF COMMITTED AGAINST CERTAIN PERSONS.

[HB1030](#) D. Altas CONCERNING THE USE OF A MOTOR VEHICLE ACCIDENT REPORT FOR COMMERCIAL PURPOSES; TO REGULATE THE RELEASE OF MOTOR VEHICLE ACCIDENT REPORTS.

[HB1114](#) Hickerson AN ACT TO EXEMPT CERTIFIED LAW ENFORCEMENT OFFICERS FROM JURY DUTY; AND FOR OTHER PURPOSES.

[HB1258](#) Dale TO INCREASE THE PERCENTAGE OF A CHILD SUPPORT PAYMENT THAT CAN BE WITHHELD FOR THE PURPOSE OF LIQUIDATING CHILD SUPPORT ARREARAGES.

[HB1284](#) Murdock TO AMEND THE LAWS CONCERNING THE CARRYING OF A CONCEALED HANDGUN IN A CHURCH OR OTHER PLACE OF WORSHIP; TO EXTEND STATUTORY CHARITABLE IMMUNITY TO A CHURCH OR OTHER PLACE OF WORSHIP; AND TO DECLARE AN EMERGENCY.

[HB1269](#) Catlett TO ALLOW A CONCEALED HANDGUN LICENSEE TO KEEP A HANDGUN IN HIS OR HER LOCKED VEHICLE ON HIS OR HER EMPLOYER'S PARKING LOT.

[HB1361](#) Talley TO ADD THE EXECUTIVE DIRECTOR OF THE STATE CRIME LABORATORY TO THE STATE CRIME LABORATORY BOARD; AND TO PROHIBIT THE EXECUTIVE DIRECTOR FROM PARTICIPATING IN CERTAIN ACTIONS OF THE STATE CRIME LABORATORY BOARD.

[HB1367](#) Vines CONCERNING A GARNISHMENT AGAINST THE STATE OR POLITICAL SUBDIVISION AFTER A JUDGMENT.

[HB1394](#) Fielding TO MAKE OUR ROADS SAFER BY PROVIDING FOR EDUCATION AND TESTING CONCERNING DISTRACTED DRIVING; AND TO ENSURE DETERRENCE FROM TEXTING WHILE DRIVING BY INCREASING THE RELATED PENALTIES.

[HB1414](#) Hammer CONCERNING THE CRIMINAL OFFENSE OF THEFT OF SCRAP METAL; CONCERNING REGULATIONS GOVERNING SCRAP METAL TRANSACTIONS; AND TO DECLARE AN EMERGENCY.

[HB1501](#) H. Wilkins TO AUTHORIZE THE DISMISSAL OF FRIVOLOUS OR REPETITIVE LAWSUIT REGARDING CONDITIONAL RELEASE OF AN INDIVIDUAL WITH A MENTAL ILLNESS.

[HB1740](#) Word TO REFORM LANDLORD AND TENANT LAWS; AND TO IMPLEMENT THE RECOMMENDATIONS OF THE NON-LEGISLATIVE COMMISSION ON THE STUDY OF LANDLORD-TENANT LAWS CREATED BY ACT 1198 OF 2011.

[HB1764](#) Nickels CONCERNING THE ELIGIBILITY, APPLICATION, PROCESS, AND EFFECT OF THE EXPUNGEMENT OR SEALING OF A PERSON'S RECORD OF A CRIMINAL CONVICTION.

[HB1795](#) McCrary CONCERNING THE POSSESSION OF, TRANSPORTATION OF, SALE, PURCHASE, OR TRANSACTION OF SCRAP METAL; CONCERNING CRIMINAL OFFENSES INVOLVING SCRAP METAL.

[HB1798](#) Nickels TO REGULATE PLATS THE AMENDMENT OF AND BILLS OF ASSURANCE AND THE FILING OF PLATS AND BILLS OF ASSURANCE.

[HB1408](#) Scott TO BE KNOWN AS THE PERMITTED OPEN CARRY ACT.

[HB1474](#) Lowery TO ESTABLISH MURDER IN THE SECOND DEGREE AS A SEVENTY-PERCENT CRIME.

[HB1801](#) Hammer CONCERNING THE REGULATION OF SCRAP METAL TRANSACTIONS AND ADDRESSING THE PROBLEM OF THE THEFT OF SCRAP METAL.

[HB1833](#) Williams REVISING THE CURRENT LAWS GOVERNING SCRAP METAL TRANSACTIONS AND CONCERNING THE THEFT OF SCRAP METAL.

[HB1900](#) C. Armstrong CONCERNING THE CRIMINAL JUSTICE SYSTEM FOR FIRST-TIME OR NONVIOLENT CRIMINAL OFFENDERS.

[HB1937](#) C. Douglas TO BE KNOWN AS ANGELA'S LAW IN HONOR OF ANGELA ALLEN; CONCERNING SENTENCES FOR FELONY-LEVEL SEXUAL OFFENSES NOT RESULTING IN INCARCERATION IN THE DEPARTMENT OF CORRECTION.

[HB1951](#) Love PROHIBITING THE POSSESSION AND USE OF A TASER STUN GUN.

[HB1990](#) Kizzia TO INCLUDE GRANT AND HOT SPRING COUNTIES IN THE STATE DISTRICT COURT PROGRAM.

[HB1993](#) Steel CONCERNING SENTENCES FOR JUVENILES CONVICTED OF CAPITAL MURDER.

[HB2060](#) Shepherd TO CREATE THE CIVIL JUSTICE REFORM ACT OF 2013 CONCERNING CERTAIN CIVIL CLAIMS.

[HB2062](#) Shepherd TO CREATE AMENDMENTS TO SUBSTANTIVE LAW CONCERNING CERTAIN CIVIL

		CLAIMS.
<a href="#">HB2118</a>	Walker	CONCERNING THE RESTORATION OF RIGHTS AND PRIVILEGES FOR CERTAIN PERSONS CONVICTED OF A FELONY.
<a href="#">HB2167</a>	Walker	TO PROHIBIT OPEN CARRY OR CONCEALED CARRY OF FIREARMS ON THE STATE CAPITOL GROUNDS.
<a href="#">HB2168</a>	Vines	TO AMEND THE OFFENSE OF THEFT OF PROPERTY; TO AMEND THE LAW CONCERNING PAWN SHOPS AND PAWNBROKERS; AND TO AMEND THE LAW CONCERNING THE SALE OR PAWN OF STOLEN PROPERTY.
<a href="#">HB2171</a>	Steel	CONCERNING THE OFFENSE OF THEFT BY RECEIVING.
<a href="#">HB2181</a>	Womack	TO PROTECT THE RIGHTS OF PARENTS.
<a href="#">HB2207</a>	H. Wilkins	TO REESTABLISH THE TASK FORCE ON RACIAL PROFILING, ARKANSAS CODE § 12-12-1401 ET SEQ. THAT EXPIRED ON JUNE 30, 2012.
<a href="#">HB2223</a>	Dotson	CONCERNING THE FEE REQUIRED DURING THE APPLICATION PROCESS FOR A CONCEALED HANDGUN LICENSE.
<a href="#">HB2231</a>	Davis	TO REQUIRE THE CONTEMPORANEOUS FILING OF A CERTIFICATE OF MERIT AS A CONDITION OF FILING ANY ACTION FOR DAMAGES ALLEGING PROFESSIONAL NEGLIGENCE BY A LICENSED OR REGISTERED ENGINEER.
<a href="#">HB2239</a>	Dotson	TO BE KNOWN AS THE SELF DEFENSE ACT OF 2013.
<a href="#">HB2264</a>	Steel	CONCERNING THE OFFENSE OF THEFT BY RECEIVING.
<a href="#">HB2278</a>	Wardlaw	CONCERNING THE MEMBERSHIP AND DUTIES OF THE ARKANSAS COALITION FOR JUVENILE JUSTICE.
<a href="#">HB2289</a>	C. Douglas	CONCERNING THE ASSESSMENT, COLLECTION, AND APPROPRIATION OF THE FEE AUTHORIZED BY § 16-17-129.
<a href="#">HB2291</a>	Dotson	TO AMEND ARKANSAS LAW CONCERNING THE FEE ASSOCIATED WITH AN APPLICATION FOR A LICENSE TO CARRY A CONCEALED HANDGUN.
<a href="#">HB2297</a>	Steel	CONCERNING THE OFFENSE OF FORGERY.
<a href="#">HR1044</a>	Bell	ENCOURAGING THE ARKANSAS SUPREME COURT TO ALLOW A MINOR VICTIM OF A SEX OFFENSE TO TESTIFY BY VIDEO.
<a href="#">HB1042</a>	Bell	TO AMEND THE LAWS CONCERNING EMINENT DOMAIN.
<a href="#">HB2054</a>	Scott	TO PROHIBIT A REGISTERED SEX OFFENDER FROM RESIDING WITHIN TWO THOUSAND FEET OF A PRIVATE PARK.
<a href="#">HB2162</a>	E. Armstrong	CONCERNING THE SALE OF UNCLAIMED SEIZED FIREARMS.