

INTERIM STUDY PROPOSAL 2019-084

State of Arkansas

As Engrossed: S3/12/19

92nd General Assembly

A Bill

Regular Session, 2019

SENATE BILL 223

By: Senator T. Garner

Filed with: Senate Committee on City, County, and Local Affairs
pursuant to A.C.A. §10-3-217.

For An Act To Be Entitled

AN ACT PERMITTING A VICTIM OF DOMESTIC ABUSE TO APPLY
FOR AND RECEIVE AN EXPEDITED AND TEMPORARY LICENSE TO
CARRY A CONCEALED HANDGUN; AND FOR OTHER PURPOSES.

Subtitle

PERMITTING A VICTIM OF DOMESTIC ABUSE TO
APPLY FOR AND RECEIVE AN EXPEDITED AND
TEMPORARY LICENSE TO CARRY A CONCEALED
HANDGUN.

BE IT ENACTED BY THE GENERAL ASSEMBLY OF THE STATE OF ARKANSAS:

SECTION 1. Arkansas Code Title 5, Chapter 73, Subchapter 3, is amended
to add an additional section to read as follows:

5-73-327. Temporary license for victim of domestic abuse.

(a) A petitioner for an order of protection under § 9-15-201 et seq.
may apply for a temporary license to carry a concealed handgun.

(b) To request a temporary license to carry a concealed handgun under
this section, a petitioner for an order of protection shall apply for a
license to possess a concealed handgun as required under this subchapter.

(c)(1) Before a temporary license to carry a concealed handgun under
this section is issued, the Department of Arkansas State Police, upon receipt
of a completed application, application fee, and any documentation required
under this subchapter, shall conduct a background check required under this
subchapter.

1 (2) The training requirement under this subchapter does not
2 apply to a temporary license to carry a concealed handgun issued under this
3 subchapter.

4 (d) The department shall issue a temporary license to carry a
5 concealed handgun under this section if the applicant is not otherwise
6 disqualified under this subchapter.

7 (e)(1) A temporary license to carry a concealed handgun issued under
8 this section shall be valid for ninety (90) days from the date of issuance
9 and not be subsequently extended or reissued.

10 (2) A temporary license to carry a concealed handgun issued
11 under this section that has expired is void and is not valid for any purpose.

12 (f) Within one (1) business day after the date of receipt of the
13 completed application for a temporary license to carry a concealed handgun,
14 the department shall either issue the temporary license to carry a concealed
15 handgun or deny the application based solely on the grounds that the
16 applicant fails to qualify under this subchapter.

17 (g)(1) In order to convert a temporary license to carry a concealed
18 handgun issued under this section into a license to possess a concealed
19 handgun issued under this subchapter, the applicant shall meet the training
20 requirement required under this subchapter within the ninety-day period
21 during which the temporary license to carry a concealed handgun is valid.

22 (2) If the required training under this subchapter is not
23 completed within the ninety-day period, a new application for a license to
24 possess a concealed handgun is required.

25 (h) If the department denies the application for a temporary license
26 to carry a concealed handgun, the denial is final, but the applicant's
27 application for a license to carry a concealed handgun shall continue to be
28 processed and either issued or denied in accordance with this subchapter.

29 (i)(1) A person who possesses a temporary license to carry a concealed
30 handgun shall carry the temporary license to carry a concealed handgun at all
31 times the licensee is carrying a concealed handgun and shall display the
32 temporary license to carry a concealed handgun upon request of a law
33 enforcement officer.

34 (2) A violation of this subsection is a violation with a fine of
35 twenty-five dollars (\$25.00), and court costs shall not be assessed.

1 (j) The department shall maintain an automated list of licensees with
2 a temporary license to carry a concealed handgun and pertinent information in
3 the same manner as required under § 5-73-307.
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5 /s/T. Garner
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8 Referred requested by the Arkansas Senate

9 Prepared by: BPG/VJF
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