

1 State of Arkansas
2 89th General Assembly
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4

As Engrossed: H3/8/13
A Bill

HOUSE BILL 1631

5 By: Representatives Wardlaw, Ballinger, Bell, Bragg, Branscum, Catlett, Collins, Davis, Dotson, J.
6 Edwards, Hillman, Hodges, Hutchison, Linck, Lowery, Nickels, Perry, Scott, T. Thompson, D. Whitaker,
7 B. Wilkins, H. Wilkins, Word
8 By: Senators Maloch, A. Clark, B. Pierce, B. Sample, D. Wyatt
9

10 **For An Act To Be Entitled**

11 AN ACT TO AMEND THE CONCEALED HANDGUN LICENSE
12 STATUTES REGARDING ACTIVE DUTY MILITARY PERSONNEL AND
13 THEIR SPOUSES; AND FOR OTHER PURPOSES.
14
15

16 **Subtitle**

17 TO AMEND THE CONCEALED HANDGUN LICENSE
18 STATUTES REGARDING ACTIVE DUTY MILITARY
19 PERSONNEL AND THEIR SPOUSES.
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22 BE IT ENACTED BY THE GENERAL ASSEMBLY OF THE STATE OF ARKANSAS:
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24 SECTION 1. Arkansas Code § 5-73-309(2), concerning residency
25 requirements for a concealed handgun license, is amended to read as follows:

26 (2)(A) Is a resident of the state and has been a resident continuously
27 for ninety (90) days or longer immediately preceding the filing of the
28 application.

29 (B) However, subdivision (2)(A) of this section does not apply
30 to any:

31 (i) Retired city, county, state, or federal law
32 enforcement officer; or

33 (ii) Active duty ~~military personnel~~ member of the United
34 States armed forces who ~~submit~~ submits documentation of ~~their~~ his or her
35 active duty status; or

36 (iii) Spouse of an active duty member of the United States



1 armed forces who submits documentation of his or her spouse's active duty
2 status;

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4 SECTION 2. Arkansas Code § 5-73-320 is amended to read as follows:

5 5-73-320. License for certain members of the Arkansas National Guard
6 or a reserve component or active duty military personnel.

7 (a) The Department of Arkansas State Police may issue a license under
8 this subchapter to a person who:

9 (1) Is currently serving as a federally recognized commissioned
10 or noncommissioned officer of the National Guard or a reserve component of
11 the armed forces of the United States or an active duty member of the armed
12 forces of the United States;

13 (2) Submits the following documents:

14 (A) A completed concealed handgun license application as
15 prescribed by the department;

16 (B) A form specified by the Director of the Department of
17 Arkansas State Police reflecting the fingerprints of the ~~soldier or airman~~
18 applicant;

19 (C) A properly completed and dated certificate from a
20 concealed handgun carry training instructor who is registered with the
21 department;

22 (D) A live fire qualification issued or granted by a
23 branch of the United States armed forces or in lieu of a live fire
24 qualification a letter

25 ~~(C)~~ A dated letter and personally signed by a
26 commanding officer or his or her designee stating that the ~~soldier or airman~~
27 applicant;

28 (i) Is a current member of the National Guard
29 or a reserve component of the armed forces of the United States or an active
30 duty member of the armed forces of the United States;

31 (ii) Is of good character and sound judgment;
32 and

33 (iii) ~~Is not disqualified by state or federal~~
34 ~~law from possessing a firearm;~~

35 ~~(iv)~~ Has met the military qualification requirements
36 for issuance and operation of a handgun within one (1) year of the

1 application date; and

2 ~~(v) Has been a resident of the State of~~
3 ~~Arkansas for the ninety day period preceding the application date according~~
4 ~~to the military and pay records of the soldier or airman;~~

5 ~~(D) A copy of the military range qualification score card~~
6 ~~signed and dated within one (1) year of the application date by a range~~
7 ~~officer or noncommissioned officer in charge of the range; and~~

8 (E) A copy of the face or photograph side of a current
9 United States Uniformed Services military identification card, if the
10 applicant is for a member of the armed forces; and

11 (F) An electronic passport-style photo of the applicant,
12 if the applicant does not hold an Arkansas driver's license or identification
13 card; and

14 (3) Submits any required application fee fees.

15 ~~(b)(1) After July 31, 2007, a license issued under this section~~
16 ~~expires five (5) years from the date of issuance or upon the expiration date~~
17 ~~of the military identification card of the soldier or airman, whichever~~
18 ~~occurs first.~~

19 ~~(2)(A) A license issued under this section is renewable for a~~
20 ~~period of five (5) years under the provisions of § 5-73-313 upon satisfaction~~
21 ~~of the requirements described in subsection (a) of this section.~~

22 ~~(B) After December 31, 2007, a license issued under this~~
23 ~~section is required to bear a digital photograph of the soldier or airman.~~

24 ~~(e)(b)~~ Except as otherwise specifically stated in this section, the
25 license issued under this section is subject to the provisions of this
26 subchapter and any rules promulgated under § 5-73-317.

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28 /s/Wardlaw

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31 **APPROVED: 04/08/2013**