1	INTERIM STUDY PROPOSAL 2023-062
2	State of Arkansas As Engrossed: \$3/30/23
3	94th General Assembly A B1II
4	Regular Session, 2023SENATE BILL 405
5	
6	By: Senators K. Hammer, Irvin
7	By: Representative Dalby
8	Filed with: Senate Committee on Judiciary
9	pursuant to A.C.A. §10-3-217.
10	For An Act To Be Entitled
11	AN ACT TO AMEND THE CLASSIFICATION OF THE OFFENSE OF
12	POSSESSION OF A HANDGUN BY A MINOR; AND FOR OTHER
13	PURPOSES.
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16	Subtitle
17	TO AMEND THE CLASSIFICATION OF THE
18	OFFENSE OF POSSESSION OF A HANDGUN BY A
19	MINOR.
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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 § 5-73-119(a), concerning the offense of
25	possession of a handgun by a minor, is amended to read as follows:
26	(a)(1) No person in this state under eighteen (18) years of age shall
27	possess a handgun.
28	(2)(A) A violation of subdivision (a)(l) of this section is a
29	Class A misdemeanor.
30	(B) A violation of subdivision (a)(l) of this section is a
31	Class D felony if the person has previously :
32	(i) Been <u>Has previously been</u> adjudicated delinquent
33	for a violation of subdivision (a)(l) of this section;
34	(ii) Been <u>Has previously been</u> adjudicated delinquent
35	for any offense that would be a felony if committed by an adult; or

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1	(iii) Pleaded <u>Has previously pleaded</u> guilty or nolo
2	contendere to or been found guilty of a felony in circuit court while under
3	eighteen (18) years of age <u>;</u>
4	(iv) Possesses more than one (1) handgun;
5	(v) Possesses a handgun while engaging in any
6	<u>criminal activity; or</u>
7	(vi) Possesses a handgun on or within one thousand
8	feet (1,000') of the real property of a certified drug-free zone as defined
9	<u>in § 5-64-402</u> .
10	/s/K. Hammer
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13	Referred requested by the Arkansas Senate
14	Prepared by: LHR/SJA
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