

1 State of Arkansas
2 91st General Assembly
3 Third Extraordinary Session, 2018
4

A Bill

DRAFT BPG/BPG
SENATE BILL

5 By: Senator Bond
6 By: Representative Leding
7

For An Act To Be Entitled

9 AN ACT TO LIMIT THE PURCHASE OF AN ASSAULT WEAPON TO
10 A PERSON TWENTY-ONE YEARS OF AGE OR OLDER; AND FOR
11 OTHER PURPOSES.
12
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Subtitle

15 TO LIMIT THE PURCHASE OF AN ASSAULT
16 WEAPON TO A PERSON TWENTY-ONE YEARS OF
17 AGE OR OLDER.
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20 BE IT ENACTED BY THE GENERAL ASSEMBLY OF THE STATE OF ARKANSAS:
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22 SECTION 1. Arkansas Code § 5-73-101, concerning definitions associated
23 with weapons, is amended to add new definitions to read as follows:

24 (12) "Antique firearm" means a firearm manufactured before
25 January 1, 1899;

26 (13)(A) "Assault weapon" means:

27 (i) A semiautomatic centerfire rifle that has the
28 capacity to accept a detachable magazine and any of the following:

29 (a) A pistol grip that protrudes conspicuously
30 beneath the action of the weapon;

31 (b) A thumbhole stock;

32 (c) A folding or telescoping stock;

33 (d) A grenade launcher or flare launcher;

34 (e) A flash suppressor;

35 (f) A forward pistol grip; or

36 (g) A fixed magazine with the capacity to

1 accept more than ten (10) rounds;

2 (ii) A semiautomatic centerfire rifle that has an
3 overall length of less than twenty-nine inches (29");

4 (iii) A semiautomatic pistol that has the capacity
5 to accept a detachable magazine and any of the following:

6 (a) A threaded barrel capable of accepting a
7 flash suppressor, forward handgrip, or silencer;

8 (b) A second handgrip;

9 (c) A shroud that is attached to or partially
10 or completely encircles the barrel that allows a person to fire the weapon
11 without burning his or her hand, but does not include a slide that encloses
12 the barrel; or

13 (d) A detachable magazine located outside of
14 the pistol grip;

15 (iv) A semiautomatic pistol with a fixed magazine
16 that has the capacity to accept more than ten (10) rounds;

17 (v) A semiautomatic shotgun that has:

18 (a) A folding or telescoping stock; and

19 (b) A pistol grip that protrudes conspicuously
20 beneath the action of the weapon, thumbhole stock, or vertical handgrip;

21 (vi) A semiautomatic shotgun that has the capacity
22 to accept a detachable magazine; or

23 (vii) Any shotgun with a revolving cylinder.

24 (B) "Assault weapon" does not include an antique firearm;

25 (14) "Capacity to accept more than ten (10) rounds" means the
26 capability to accommodate more than ten (10) rounds, but does not include a
27 feeding device that has been permanently altered so that it cannot
28 accommodate more than ten (10) rounds; and

29 (15) "Magazine" means any ammunition feeding device.

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31 SECTION 2. Arkansas Code Title 5, Chapter 73, Subchapter 1, is amended
32 to add an additional section to read as follows:

33 5-73-113. Prohibited sale or purchase of assault weapon.

34 (a)(1) A person who knowingly sells an assault weapon to a person
35 under twenty-one (21) years of age upon conviction is guilty of a Class D
36 felony.

1 (2) A person who recklessly sells an assault weapon to a person
2 under twenty-one (21) years of age upon conviction is guilty of a Class A
3 misdemeanor.

4 (b) A person under twenty-one (21) years of age who knowingly
5 purchases an assault weapon upon conviction is guilty of a Class A
6 misdemeanor.

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