

State of Arkansas

77th General Assembly

Regular Session, 1989

A Bill

SENATE BILL

432

By: Senator Bradford

For An Act To Be Entitled

"AN ACT TO AMEND ARKANSAS CODE 5-73-120 TO AUTHORIZE CERTAIN
HONORARY RETIRED LAW ENFORCEMENT OFFICERS TO CARRY WEAPONS;
AND FOR OTHER PURPOSES."

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

SECTION 1. Arkansas Code 5-73-120(c) is hereby amended to read as follows:

"(c) It is a defense to a prosecution under this section that at the time of the act of carrying:

- (1) The person is in his own dwelling or place of business or on property in which he has a possessory or proprietary interest; or
- (2) The person is a law enforcement officer, prison guard, or member of the armed forces, acting in the course and scope of his official duties; or
- (3) The person is assisting a law enforcement officer, prison guard, or member of the armed forces acting in the course and scope of official duties pursuant to the direction or request of the law enforcement officer, prison guard, or member of the armed forces;
- (4) The person is carrying a weapon when upon a journey; or
- (5) The person is a licensed security guard acting in the course and scope of his duties;
- (6) The person is hunting game with a handgun which may be hunted with a handgun under rules and regulations of the Arkansas Game and Fish Commission or is en route to or from a hunting area for the purpose of hunting game with a handgun; or
- (7) The person is a certified law enforcement officer.
- (8) The person is an honorably retired law enforcement officer, with a minimum of twenty (20) years commissioned law enforcement experience, and who has successfully completed an annual police firearms qualification course

by an authorized agency instructor or person comparably certified by the National Rifle Association. Said qualification to be at the expense of the retiree and certification of qualification to be on his/her person when in possession of said weapon."

SECTION 2. All provisions of this Act of a general and permanent nature are amendatory to the Arkansas Code of 1987 Annotated and the Arkansas Code Revision Commission shall incorporate the same in the Code.

SECTION 3. All laws and parts of laws in conflict with this Act are hereby repealed.