

1 State of Arkansas
2 81st General Assembly
3 Regular Session, 1997
4

As Engrossed: H2/21/97

A Bill

HOUSE BILL 1306

5 By: Representative Milum
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For An Act To Be Entitled

9 "AN ACT TO AMEND ARKANSAS CODE ANNOTATED § 12-15-202 TO
10 REQUIRE THE FINGERPRINTS OF RETIRED LAW ENFORCEMENT
11 OFFICERS WHO CARRY A CONCEALED HANDGUN TO BE ON FILE WITH
12 THE ARKANSAS STATE POLICE; AND FOR OTHER PURPOSES."
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Subtitle

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15 "TO REQUIRE THE FINGERPRINTS OF RETIRED
16 LAW ENFORCEMENT OFFICERS WHO CARRY A
17 CONCEALED HANDGUN TO BE ON FILE WITH THE
18 ARKANSAS STATE POLICE"
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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 Annotated § 12-15-202 is amended to read as
23 follows:

24 "12-15-202. Eligibility to carry concealed handgun.

25 (a) Any certified law enforcement officer:

26 (1) Who is presently in the employ of a public law enforcement
27 department, office, or agency; and

28 (2) Who is authorized by the public law enforcement department,
29 office, or agency to carry a firearm in the course and scope of his or her
30 duties; and

31 (3) Who is not subject to any disciplinary action by the public
32 law enforcement department, office, or agency; and

33 (4) Who is carrying appropriate written identification issued by
34 the public law enforcement department, office, or agency identifying him or
35 her as a certified law enforcement officer; and

36 (5) Who is not otherwise prohibited under state or federal law;

1 may carry a concealed handgun.

2 (b)(1) Any retired law enforcement officer:

3 (A) Who retired from service with a public law enforcement
4 department, office, or agency for reasons other than mental disability; and

5 (B) Who immediately before retirement was a certified law
6 enforcement officer authorized by the public law enforcement department,
7 office, or agency to carry a firearm in the course and scope of his or her
8 duties; and

9 (C) Who has nonforfeitable rights to benefits under the
10 retirement plan of the public law enforcement department, office, or agency;
11 and

12 (D) Who is carrying appropriate written identification
13 issued by the public law enforcement department, office, or agency identifying
14 him or her as a retired and former certified law enforcement officer; and

15 (E) Who is not otherwise prohibited under state or federal
16 law; and

17 (F) Who has written authorization from the chief law
18 enforcement officer of the city or county in which he resides, or in the case
19 of retired State Police officers, written authorization from the Director,
20 Arkansas State Police; and

21 (G) Whose fingerprint impressions are on file with the
22 Arkansas State Police together with written authorization for state and
23 national level criminal history record screening;

24 may carry a concealed handgun in accordance with regulations prescribed by the
25 board created by § 12-15-203.

26 (2) The chief law enforcement officer of the city or county shall
27 keep a record of all retired law enforcement officers authorized to carry a
28 concealed handgun in his jurisdiction and shall revoke any authorization for
29 good cause shown."
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31 SECTION 2. All provisions of this act of a general and permanent nature
32 are amendatory to the Arkansas Code of 1987 Annotated and the Arkansas Code
33 Revision Commission shall incorporate the same in the Code.
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35 SECTION 3. If any provision of this act or the application thereof to
36 any person or circumstance is held invalid, such invalidity shall not affect

1 other provisions or applications of the act which can be given effect without
2 the invalid provision or application, and to this end the provisions of this
3 act are declared to be severable.

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5 SECTION 4. All laws and parts of laws in conflict with this act are
6 hereby repealed.

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/s/Rep. Milum

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