

Stricken language would be deleted from and underlined language would be added to the law as it existed prior to this session of the General Assembly.

1 State of Arkansas
2 86th General Assembly
3 Regular Session, 2007
4

As Engrossed: H3/19/07

A Bill

HOUSE BILL 2301

5 By: Representative Greenberg
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For An Act To Be Entitled

9 AN ACT TO AMEND VARIOUS SECTIONS OF THE ARKANSAS
10 CODE TO CLARIFY POSSESSION OF HANDGUNS AND
11 CONCEALED HANDGUNS BY LAW ENFORCEMENT OFFICERS;
12 AND FOR OTHER PURPOSES.
13

Subtitle

14 TO AMEND VARIOUS SECTIONS OF THE
15 ARKANSAS CODE TO CLARIFY POSSESSION OF
16 HANDGUNS AND CONCEALED HANDGUNS BY LAW
17 ENFORCEMENT OFFICERS.
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21 BE IT ENACTED BY THE GENERAL ASSEMBLY OF THE STATE OF ARKANSAS:
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23 *SECTION 1. Arkansas Code § 12-15-201 is amended to read as follows:*
24 *12-15-201. Definitions.*

25 *For purposes of this subchapter:*

26 (1) *"Certified law enforcement officer" means any appointed or*
27 *elected law enforcement officer or sheriff employed by a public law*
28 *enforcement department, office, or agency who:*

29 ~~*(A) Works forty (40) or more hours per week;*~~

30 ~~*(B)(A) Is responsible for the prevention and detection of*~~
31 ~~*crime and the enforcement of the criminal, traffic, or highway laws of this*~~
32 ~~*state; and*~~

33 ~~*(C)(B) Has met the selection and training requirements for*~~
34 ~~*certification set by the Arkansas Commission on Law Enforcement Standards and*~~
35 ~~*Training; and*~~

36 (2) *"Public law enforcement department, office, or agency" means*



1 any public police department, sheriff's office, or other public agency,
2 force, or organization whose primary responsibility as established by law,
3 statute, or ordinance is the enforcement of the criminal, traffic, or highway
4 laws of this state.

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6 SECTION 2. Arkansas Code § 12-15-202(b), concerning a concealed
7 handgun carried by a retired law enforcement officer, is amended to read as
8 follows:

9 (b)(1) A concealed handgun may be carried by any retired law
10 enforcement officer who:

11 (A) Retired from service with a public law enforcement
12 department, office, or agency for reasons other than mental disability;

13 (B) Immediately before retirement was a certified law
14 enforcement officer authorized by a public law enforcement department,
15 office, or agency to carry a firearm in the course and scope of his or her
16 duties;

17 ~~(C) Has nonforfeitable rights to benefits under the~~
18 ~~retirement plan of a public law enforcement department, office, or agency;~~

19 ~~(D)~~(C) Is carrying appropriate written identification
20 issued by a public law enforcement department, office, or agency identifying
21 him or her as a retired and former certified law enforcement officer;

22 ~~(E)~~(D) Is not otherwise prohibited under federal law; and

23 ~~(F)~~(E) Has fingerprint impressions on file with the
24 Department of Arkansas State Police together with written authorization for
25 state and national level criminal history record screening.

26 (2)(A) The chief law enforcement officer of the city or county
27 shall keep a record of all retired law enforcement officers authorized to
28 carry a concealed handgun in his or her jurisdiction and shall revoke any
29 authorization for good cause shown.

30 (B) The Director of the Department of Arkansas State
31 Police shall keep a record of all retired department officers authorized to
32 carry a concealed handgun in the state and shall revoke any authorization for
33 good cause shown.

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/s/ Greenberg

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