

1 State of Arkansas  
2 89th General Assembly  
3 Regular Session, 2013  
4

# A Bill

HOUSE BILL 1243

5 By: Representatives Collins, Alexander, D. Altes, Ballinger, Barnett, Bell, Davis, Deffenbaugh, Dotson,  
6 Eubanks, Farrer, Fite, Gillam, Gossage, Hammer, Harris, House, Hutchison, Kerr, Linck, Lowery, S.  
7 Malone, D. Meeks, Miller, Neal, Payton, Scott, Wardlaw, Westerman, Womack  
8 By: Senators Hester, J. Woods  
9

## For An Act To Be Entitled

11 AN ACT TO ALLOW TRAINED AND LICENSED STAFF AND  
12 FACULTY TO CARRY A CONCEALED HANDGUN ON A UNIVERSITY,  
13 COLLEGE, OR COMMUNITY COLLEGE CAMPUS UNDER CERTAIN  
14 CIRCUMSTANCES; AND FOR OTHER PURPOSES.  
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## Subtitle

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18 TO ALLOW TRAINED AND LICENSED STAFF AND  
19 FACULTY TO CARRY A CONCEALED HANDGUN ON A  
20 UNIVERSITY, COLLEGE, OR COMMUNITY COLLEGE  
21 CAMPUS UNDER CERTAIN CIRCUMSTANCES.  
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24 BE IT ENACTED BY THE GENERAL ASSEMBLY OF THE STATE OF ARKANSAS:  
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26 SECTION 1. Arkansas Code § 5-73-119(c)(1), regarding possession of a  
27 handgun by a minor on school property, is amended to read as follows:

28 (c)(1) ~~No~~ Except as provided in § 5-73-322, ~~no~~ a person in this state  
29 shall not possess a handgun upon the property of any private institution of  
30 higher education or a publicly supported institution of higher education in  
31 this state on or about his or her person, in a vehicle occupied by him or  
32 her, or otherwise readily available for use with a purpose to employ the  
33 handgun as a weapon against a person.  
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35 SECTION 2. Arkansas Code § 5-73-122(a)(1), regarding the carrying of a  
36 firearm in publicly owned buildings or facilities, is amended to read as



1 follows:

2 (a)(1) ~~It~~ Except as provided in § 5-73-322, it is unlawful for any  
 3 person other than a law enforcement officer or a security guard in the employ  
 4 of the state or an agency of the state, or any city or county, or any state  
 5 or federal military personnel, to knowingly carry or possess a loaded firearm  
 6 or other deadly weapon in any publicly owned building or facility or on the  
 7 State Capitol grounds.

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9 SECTION 3. Arkansas Code § 5-73-306(14), regarding the carrying of  
 10 concealed weapons in certain places, is amended to read as follows:

11 (14) ~~Any~~ A school, college, community college, or university campus  
 12 building or event, unless:

13 (A) ~~for~~ For the purpose of participating in an authorized  
 14 firearms-related activity; or

15 (B) Otherwise provided for in § 5-73-322;  
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17 SECTION 4. Arkansas Code § 5-73-306(19), regarding the carrying of  
 18 concealed weapons in certain places, is amended to read as follows:

19 (19)(A)(i) Any place at the discretion of the person or entity  
 20 exercising control over the physical location of the place by placing at each  
 21 entrance to the place a written notice clearly readable at a distance of not  
 22 less than ten feet (10') that "carrying a handgun is prohibited".

23 ~~(B)-(i)-(ii)(a)~~ (ii)(a) If the place does not have a roadway  
 24 entrance, there shall be a written notice placed anywhere upon the premises  
 25 of the place.

26 ~~(ii)(b)~~ (b) In addition to the requirement of  
 27 subdivision ~~(19)-(B)-(i)-(19)(A)ii)(a)~~ (19)(A)ii)(a) of this section, there shall be at least  
 28 one (1) written notice posted within every three (3) acres of a place with no  
 29 roadway entrance.

30 ~~(C)-(iii)~~ (iii) A written notice as described in  
 31 subdivision (19)(A) of this section is not required for a private home.

32 ~~(D)-(iv)~~ (iv) Any licensee entering a private home shall  
 33 notify the occupant that the licensee is carrying a concealed handgun.

34 (B) Subdivision (19)(A) of this section does not apply if  
 35 the physical location is a public university, public college, or community  
 36 college, as defined in § 5-73-322, and the licensee is carrying a concealed

1 handgun as provided under § 5-73-322.

2  
3 SECTION 5. Arkansas Code Title 5, Chapter 73, Subchapter 3, is amended  
4 to add a new section to read as follows:

5 5-73-322. Concealed handguns in a university, college, or community  
6 college building.

7 (a) As used in this section:

8 (1)(A) "Public university, public college, or community college"  
9 means an institution that:

10 (i) Regularly receives budgetary support from the  
11 state government;

12 (ii) Is part of the University of Arkansas or  
13 Arkansas State University systems; or

14 (iii) Is required to report to the Arkansas Higher  
15 Education Coordinating Board.

16 (B) "Public university, public college, or community  
17 college" does not include a private university or private college solely  
18 because:

19 (i) Students attending the private university or  
20 private college receive state-supported scholarships; or

21 (ii) The private university or private college  
22 voluntarily reports to the Arkansas Higher Education Coordinating Board; and

23 (2) "Staff member" means a person who is not enrolled as a full-  
24 time student at the university, college, or community college and is either  
25 employed by the university, college, or community college full time or is on  
26 a nine-month or twelve-month appointment at the university, college, or  
27 community college as a faculty member.

28 (b) A licensee may possess a concealed handgun in the buildings and on  
29 the grounds, whether owned or leased by a public university, public college,  
30 or community college, of the public university, public college, or community  
31 college where he or she is employed as a staff member unless otherwise  
32 prohibited by § 5-73-306.

33 (c) A licensee may possess a concealed handgun in the buildings and on  
34 the grounds of the private university or private college where he or she is  
35 employed unless otherwise prohibited by § 5-73-306 if:

36 (1) He or she is a staff member; and

1           (2) The private university or private college does not adopt a  
2 policy expressly disallowing the carrying of a concealed handgun in the  
3 buildings and on the grounds of the private university or private college and  
4 posts notices as described in § 5-73-306(19).

5           (d) The storage of a handgun in a university or college-operated  
6 student dormitory or residence hall is prohibited, under § 5-73-119(c).

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