

1 State of Arkansas *As Engrossed: H3/5/13 H3/20/13 H4/2/13*

2 89th General Assembly

# A Bill

3 Regular Session, 2013

HOUSE BILL 1329

4

5 By: Representative Lea

6 By: Senator J. English

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## For An Act To Be Entitled

9 AN ACT CONCERNING THE FEE ASSOCIATED WITH AN  
10 APPLICATION FOR A CONCEALED CARRY LICENSE; PROVIDING  
11 FOR A REDUCED FEE FOR CERTAIN PERSONS IN ORDER TO  
12 ALLOW MORE ARKANSANS THE OPPORTUNITY TO PROTECT  
13 THEMSELVES; TO DECLARE AN EMERGENCY; AND FOR OTHER  
14 PURPOSES

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## Subtitle

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

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*SECTION 1. Arkansas Code § 5-73-311(a)(2), concerning the application  
29 fee to obtain a concealed handgun license, is amended to read as follows:*

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*(2) A nonrefundable license fee of one hundred dollars (\$100),  
31 except that the nonrefundable license fee is:*

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*(A) Fifty dollars (\$50.00) if the applicant is sixty-five  
33 (65) years of age or older; or*

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*(B)(i) Waived if the applicant has either:*

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*(a) Obtained a current order of protection  
36 against another person under the Domestic Abuse Act of 1991, § 9-15-101 et*



1 seq.; or

2 (b) Obtained a current order of protection  
3 from a court of another state, a federally recognized Indian tribe, or a  
4 territory with jurisdiction over the parties against another person under the  
5 laws or rules of the other state, federally recognized Indian tribe, or  
6 territory, and the requirements of § 9-15-302 concerning the full faith and  
7 credit for a current out-of-state order of protection have been met.

8 (ii) The applicant shall present a copy of the  
9 current order of protection to the department at the time of application to  
10 obtain the waiver of the nonrefundable license fee;

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12 SECTION 2. Arkansas Code § 5-73-314 is amended to read as follows:

13 5-73-314. Lost, ~~or~~ destroyed, or duplicate license – Change of address.

14 (a) Within thirty (30) days after the changing of a permanent address,  
15 or within thirty (30) days after having a license to carry a concealed  
16 handgun lost, the licensee shall notify the Director of the Department of  
17 Arkansas State Police in writing of the change or loss.

18 (b) If a license to carry a concealed handgun is lost or destroyed, or  
19 a duplicate is requested, the person to whom the license to carry a concealed  
20 handgun was issued shall comply with the provisions of subsection (a) of this  
21 section and may obtain a duplicate license or ~~substitute~~ replacement license  
22 upon:

23 (1) ~~Payment to~~ Paying the Department of Arkansas State Police ~~of~~  
24 a fee established by the director under the Arkansas Administrative Procedure  
25 Act, § 25-15-201 et seq.; and

26 (2) Furnishing a notarized statement to the department that the  
27 license to carry a concealed handgun has been lost or that a duplicate is  
28 requested.

29 (c) The fee described in subdivision (b)(1) of this section shall be  
30 reduced by fifty percent (50%) if a person described in § 5-73-311(a)(2)(A)  
31 or (B) is requesting a replacement or duplicate license under this section.

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33 SECTION 3. EMERGENCY CLAUSE. It is found and determined by the  
34 General Assembly of the State of Arkansas that a concealed handgun can be  
35 used to protect oneself from harm; that certain persons are more susceptible  
36 to harm from other persons; and that this act is immediately necessary

1 because a reduced fee for a concealed carry license will make it easier for  
2 certain persons to protect themselves. Therefore, an emergency is declared to  
3 exist, and this act being immediately necessary for the preservation of the  
4 public peace, health, and safety shall become effective on:

5 (1) The date of its approval by the Governor;

6 (2) If the bill is neither approved nor vetoed by the Governor,  
7 the expiration of the period of time during which the Governor may veto the  
8 bill; or

9 (3) If the bill is vetoed by the Governor and the veto is  
10 overridden, the date the last house overrides the veto.

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