

State of Arkansas
93rd General Assembly
Regular Session, 2021

As Engrossed: S3/17/21

A Bill

HOUSE BILL 1593

By: Representative Gazaway
By: Senators B. Ballinger, Hester

For An Act To Be Entitled

AN ACT CONCERNING RETIRED PROSECUTING ATTORNEYS
CARRYING A CONCEALED HANDGUN; AND FOR OTHER PURPOSES.

Subtitle

CONCERNING RETIRED PROSECUTING ATTORNEYS
CARRYING A CONCEALED HANDGUN.

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

SECTION 1. Arkansas Code § 12-15-202(b), concerning certain retired persons who may carry a concealed handgun, is amended to add an additional subdivision to read as follows:

(3)(A) A concealed handgun may be carried by a retired prosecuting attorney or a retired deputy prosecuting attorney designated by the prosecuting attorney who:

(i) Retired in good standing from service with a prosecuting attorney's office for reasons other than mental disability;

(ii) Immediately before retirement was authorized to carry a firearm in the course and scope of his or her duties;

(iii) Is carrying appropriate written photographic identification issued by a prosecuting attorney's office, identifying him or her as a retired prosecuting attorney or a retired deputy prosecuting attorney designated by the prosecuting attorney;

(iv) Is not otherwise prohibited under federal law from receiving or possessing a firearm;

(v) Has fingerprint impressions on file with the



system together with written authorization for state and national level criminal history record screening;

(vi) During the most recent twelve-month period has met the statutory requirements of § 16-21-147(b)(4);

(vii) Before his or her retirement, worked or was employed as a prosecuting attorney or as a deputy prosecuting attorney for an aggregate of ten (10) years or more; and

(viii) Is not under the influence of or consuming alcohol or another intoxicating or hallucinatory drug or substance.

(B) A prosecuting attorney shall keep a record of all retired prosecuting attorneys and retired deputy prosecuting attorneys designated by the prosecuting attorney authorized to carry a concealed handgun in his or her jurisdiction and may revoke any authorization only for good cause shown and not for an arbitrary or capricious reason.

SECTION 2. Arkansas Code § 12-15-202(d), concerning a person's eligibility to carry a concealed handgun, is amended to read as follows:

(d) ~~Any~~ A certified law enforcement officer, or retired law enforcement officer, prosecuting attorney, deputy prosecuting attorney designated by the prosecuting attorney, retired prosecuting attorney, or retired deputy prosecuting attorney designated by the prosecuting attorney carrying a concealed handgun under this section is not subject to the prohibitions and limitations of § 5-73-306.

/s/Gazaway

APPROVED: 4/14/21