

Stricken language would be deleted from and underlined language would be added to present law.

State of Arkansas
89th General Assembly
Regular Session, 2013

As Engrossed: H3/8/13
A Bill

HOUSE BILL 1631

By: Representatives Wardlaw, Ballinger, Bell, Bragg, Branscum, Catlett, Collins, Davis, Dotson, J. Edwards, Hillman, Hodges, Hutchison, Linck, Lowery, Nickels, Perry, Scott, T. Thompson, D. Whitaker, B. Wilkins, H. Wilkins, Word
By: Senators Maloch, A. Clark, B. Pierce, B. Sample, D. Wyatt

For An Act To Be Entitled

AN ACT TO AMEND THE CONCEALED HANDGUN LICENSE
STATUTES REGARDING ACTIVE DUTY MILITARY PERSONNEL AND
THEIR SPOUSES; AND FOR OTHER PURPOSES.

Subtitle

TO AMEND THE CONCEALED HANDGUN LICENSE
STATUTES REGARDING ACTIVE DUTY MILITARY
PERSONNEL AND THEIR SPOUSES.

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

SECTION 1. Arkansas Code § 5-73-309(2), concerning residency requirements for a concealed handgun license, is amended to read as follows:

(2)(A) Is a resident of the state and has been a resident continuously for ninety (90) days or longer immediately preceding the filing of the application.

(B) However, subdivision (2)(A) of this section does not apply to any:

(i) Retired city, county, state, or federal law enforcement officer; or

(ii) Active duty ~~military personnel~~ member of the United States armed forces who ~~submit~~ submits documentation of ~~their~~ his or her active duty status; or

(iii) Spouse of an active duty member of the United States



armed forces who submits documentation of his or her spouse's active duty status;

SECTION 2. Arkansas Code § 5-73-320 is amended to read as follows:

5-73-320. License for certain members of the Arkansas National Guard or a reserve component or active duty military personnel.

(a) The Department of Arkansas State Police may issue a license under this subchapter to a person who:

(1) Is currently serving as a federally recognized commissioned or noncommissioned officer of the National Guard or a reserve component of the armed forces of the United States or an active duty member of the armed forces of the United States;

(2) Submits the following documents:

(A) A completed concealed handgun license application as prescribed by the department;

(B) A form specified by the Director of the Department of Arkansas State Police reflecting the fingerprints of the ~~soldier or airman~~ applicant;

(C) A properly completed and dated certificate from a concealed handgun carry training instructor who is registered with the department;

(D) A live fire qualification issued or granted by a branch of the United States armed forces or in lieu of a live fire qualification a letter

~~(C) A dated letter~~ and personally signed by a commanding officer or his or her designee stating that the ~~soldier or airman~~ applicant:

(i) Is a current member of the National Guard or a reserve component of the armed forces of the United States or an active duty member of the armed forces of the United States;

(ii) Is of good character and sound judgment;
and

~~(iii) Is not disqualified by state or federal law from possessing a firearm;~~

~~(iv)~~ Has met the military qualification requirements for issuance and operation of a handgun within one (1) year of the

application date; and

~~(v) Has been a resident of the State of Arkansas for the ninety day period preceding the application date according to the military and pay records of the soldier or airman;~~

~~(D) A copy of the military range qualification score card signed and dated within one (1) year of the application date by a range officer or noncommissioned officer in charge of the range; and~~

(E) A copy of the face or photograph side of a current United States Uniformed Services military identification card, if the applicant is for a member of the armed forces; and

(F) An electronic passport-style photo of the applicant, if the applicant does not hold an Arkansas driver's license or identification card; and

(3) Submits any required application fee fees.

~~(b)(1) After July 31, 2007, a license issued under this section expires five (5) years from the date of issuance or upon the expiration date of the military identification card of the soldier or airman, whichever occurs first.~~

~~(2)(A) A license issued under this section is renewable for a period of five (5) years under the provisions of § 5-73-313 upon satisfaction of the requirements described in subsection (a) of this section.~~

~~(B) After December 31, 2007, a license issued under this section is required to bear a digital photograph of the soldier or airman.~~

~~(e)(b)~~ Except as otherwise specifically stated in this section, the license issued under this section is subject to the provisions of this subchapter and any rules promulgated under § 5-73-317.

/s/Wardlaw