

State of Arkansas
92nd General Assembly
Regular Session, 2019

A Bill

HOUSE BILL 1940

By: Representative D. Garner

For An Act To Be Entitled

AN ACT REQUIRING THE USE OF A RESTRAINT HOLSTER FOR A
PERSON WHO CARRIES A HANDGUN; AND FOR OTHER PURPOSES.

Subtitle

REQUIRING THE USE OF A RESTRAINT HOLSTER
FOR A PERSON WHO CARRIES A HANDGUN.

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

SECTION 1. Arkansas Code Title 5, Chapter 73, Subchapter 1, is amended to add an additional section to read as follows:

5-73-134. Restraint holster required.

(a) As used in this section, "restraint holster" means a holster capable of carrying or storing a handgun on the body of a person and that has at least two (2) of the following restraints designed to secure the handgun:

- (1) Thumb strap;
- (2) Mechanical lock; or
- (3) Adjustable tension.

(b) A person who knowingly possesses a handgun in public shall carry the handgun in a restraint holster at all times unless the person is in the act of using the handgun.

(c) This section does not apply if:

- (1) The person is in his or her own dwelling or place of business or on property in which he or she has a possessory or proprietary interest;
- (2) The person is a certified law enforcement officer, correctional officer, or member of the United States Armed Forces, acting in



the course and scope of his or her official duties; or

(3) The person is a registered commissioned security guard acting in the course and scope of his or her duties.

(d) A person who violates this section upon conviction is guilty of a Class B misdemeanor.