

State of Arkansas  
93rd General Assembly  
Regular Session, 2021

# A Bill

SENATE BILL 343

By: Senators D. Sullivan, G. Stubblefield, M. Johnson

By: Representatives Boyd, Milligan

## For An Act To Be Entitled

AN ACT RESTORING A PERSON'S RIGHT TO POSSESS A  
FIREARM UNDER STATE LAW AFTER A CERTAIN PERIOD OF  
TIME AFTER THE PERSON'S CONVICTION FOR A NONVIOLENT  
FELONY OFFENSE; AND FOR OTHER PURPOSES.

## Subtitle

RESTORING A PERSON'S RIGHT TO POSSESS A  
FIREARM UNDER STATE LAW AFTER A CERTAIN  
PERIOD OF TIME AFTER THE PERSON'S  
CONVICTION FOR A NONVIOLENT FELONY  
OFFENSE.

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

SECTION 1. Arkansas Code § 5-73-103(a), concerning the elements of the offense of possession of a firearm by certain persons, is amended to read as follows:

(a) Except as provided in subsection (d) of this section or unless authorized by and subject to such conditions as prescribed by the Governor, or his or her designee, or the United States Bureau of Alcohol, Tobacco, Firearms, and Explosives, or other bureau or office designated by the United States Department of Justice, ~~no~~ a person shall not possess or own any firearm who has been:

(1) Convicted of a violent felony;

(2) Convicted of a nonviolent felony and less than ten (10) years have elapsed since the completion of the sentence for the nonviolent



felony;

(3) Convicted of a felony under federal law and the felony was classified or described by the United States Congress as violent as of January 1, 2021;

~~(2)~~(4) Adjudicated mentally ill; or

~~(3)~~(5) Committed involuntarily to any mental institution.

SECTION 2. Arkansas Code § 5-73-103, concerning the offense of possession of a firearm by certain persons, is amended to add an additional subsection to read as follows:

(e) As used in this section:

(1) "Nonviolent felony" means any felony not a violent felony;

and

(2) "Violent felony" means a felony listed under § 5-4-501(d)(2).