

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

State of Arkansas
93rd General Assembly
Regular Session, 2021

A Bill

SENATE BILL 712

By: Senator Irvin

For An Act To Be Entitled

AN ACT PROHIBITING THE ENFORCEMENT OF A FEDERAL BAN ON OR REGULATION OF FIREARMS, MAGAZINES, AMMUNITION, AMMUNITION COMPONENTS, OR FIREARM ACCESSORIES; AND FOR OTHER PURPOSES.

Subtitle

PROHIBITING THE ENFORCEMENT OF A FEDERAL BAN ON OR REGULATION OF FIREARMS, MAGAZINES, AMMUNITION, AMMUNITION COMPONENTS, OR FIREARM ACCESSORIES.

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

SECTION 1. Arkansas Code Title 1 is amended to add an additional chapter to read as follows:

CHAPTER 6

ARKANSAS FEDERAL FIREARM, MAGAZINE, AND AMMUNITION BAN ENFORCEMENT PROHIBITION ACT OF 2021

1-6-101. Title.

This chapter shall be known and may be cited as the "Arkansas Federal Firearm, Magazine, and Ammunition Ban Enforcement Prohibition Act of 2021".

1-6-102. Declaration of authority.

This chapter is enacted under the authority of the Second Amendment and Tenth Amendment to the United States Constitution, Arkansas Constitution, Article 2, § 5, and Printz v. United States, 521 U.S. 898 (1997).



1-6-103. Definitions.As used in this chapter:

(1) "Federal ban" means a federal law, executive order, rule, or regulation that is enacted, adopted, or becomes effective on or after January 1, 2021, that infringes upon, calls into question, or prohibits, restricts, or requires individual licensure for or registration of the purchase, ownership, possession, transfer, or use of any firearm, any magazine or other ammunition feeding device, or other firearm accessory; and

(2) "Firearm" means a self-loading rifle, pistol, revolver, or shotgun, or any manually loaded rifle, pistol, revolver, or shotgun.

1-6-104. Prohibition of enforcement.

(a) A state law enforcement officer, state employee, or employee of a political subdivision of the state is prohibited from enforcing, assisting in the enforcement of, or otherwise cooperating in the enforcement of a federal ban and is also prohibited from participating in any federal enforcement action implementing a federal ban.

(b) An employee of the state or a political subdivision of the state shall not expend public funds or allocate public resources for the enforcement of a federal ban.

(c) This section shall not be construed to prohibit or otherwise limit a state law enforcement officer, state employee, or employee of a political subdivision of the state from cooperating, communicating, or collaborating with a federal agency if the primary purpose is not:

(1) Law enforcement activity related to a federal ban; or

(2) The investigation of a violation of a federal ban.