

1 State of Arkansas
2 89th General Assembly
3 Regular Session, 2013
4

A Bill

HOUSE BILL 1035

5 By: Representative D. Altes
6

For An Act To Be Entitled

8 AN ACT TO ALLOW TRAINED AND LICENSED STAFF AND
9 FACULTY TO CARRY A CONCEALED HANDGUN ON A UNIVERSITY,
10 COLLEGE, OR COMMUNITY COLLEGE CAMPUS UNDER CERTAIN
11 CIRCUMSTANCES; AND FOR OTHER PURPOSES.
12
13

Subtitle

14 TO ALLOW TRAINED AND LICENSED STAFF AND
15 FACULTY TO CARRY A CONCEALED HANDGUN ON A
16 UNIVERSITY, COLLEGE, OR COMMUNITY COLLEGE
17 CAMPUS UNDER CERTAIN CIRCUMSTANCES.
18
19
20

21 BE IT ENACTED BY THE GENERAL ASSEMBLY OF THE STATE OF ARKANSAS:
22

23 SECTION 1. Arkansas Code § 5-73-119(c)(1), regarding possession of a
24 handgun by a minor on school property, is amended to read as follows:

25 (c)(1) ~~No~~ Except as provided in § 5-73-306, a person in this state
26 shall not possess a handgun upon the property of any private institution of
27 higher education or a publicly supported institution of higher education in
28 this state on or about his or her person, in a vehicle occupied by him or
29 her, or otherwise readily available for use with a purpose to employ the
30 handgun as a weapon against a person.

31 (2) A violation of subdivision (c)(1) of this section is a Class D
32 felony.
33

34 SECTION 2. Arkansas Code § 5-73-301 is amended to read as follows:

35 5-73-301. Definitions.

36 As used in this subchapter:



1 (1) "Concealed" means to cover from observation so as to prevent
2 public view;

3 (2) "Convicted" means that a person pleaded guilty or nolo contendere
4 to or was found guilty of a criminal offense;

5 (3) "Handgun" means any firearm, other than a fully automatic firearm,
6 with a barrel length of less than twelve inches (12") that is designed, made,
7 or adapted to be fired with one (1) hand; ~~and~~

8 (4) "Higher education campus" means the grounds and buildings owned or
9 leased by a university, college, or community college;

10 ~~(4)(5)~~ (5) "Licensee" means a person granted a valid license to carry a
11 concealed handgun pursuant to this subchapter; and

12 (6) "Staff member" means a person who is not enrolled as a full-time
13 student at the university, college, or community college and is either
14 employed by the university, college, or community college full-time or is on
15 a nine-month appointment at the university, college, or community college as
16 a faculty member.

17
18 SECTION 3. Arkansas Code § 5-73-306(14), regarding the carrying of
19 concealed weapons in certain places, is amended to read as follows:

20 (14) Any kindergarten through grade twelve (K-12) school, college,
21 ~~community college, or university~~ campus building, or event, unless for the
22 purpose of participating in an authorized firearms-related activity;

23
24 SECTION 4. Arkansas Code § 5-73-306(18) and (19), regarding the
25 carrying of concealed weapons in certain places, is amended to read as
26 follows:

27 (18) Any place where a parade or demonstration requiring a permit is
28 being held, and the licensee is a participant in the parade or demonstration;
29 ~~or~~

30 (19)(A) Any place at the discretion of the person or entity exercising
31 control over the physical location of the place by placing at each entrance
32 to the place a written notice clearly readable at a distance of not less than
33 ten feet (10') that "carrying a handgun is prohibited".

34 (B)(i) If the place does not have a roadway entrance, there
35 shall be a written notice placed anywhere upon the premises of the place.

36 (ii) In addition to the requirement of subdivision

1 (19)(B)(i) of this section, there shall be at least one (1) written notice
 2 posted within every three (3) acres of a place with no roadway entrance.

3 (C) A written notice as described in subdivision (19)(A) of this
 4 section is not required for a private home.

5 (D) ~~Any~~ A licensee entering a private home shall notify the
 6 occupant that the licensee is carrying a concealed handgun; or

7 (20) A higher education campus, except that a licensee may carry a
 8 concealed handgun into the higher education campus, not including a non-
 9 firearms related athletic event, if:

10 (A) The higher education campus is a public university, public
 11 college, or public community college campus where the licensee is employed as
 12 a staff member;

13 (B) The higher education campus is a private university or
 14 private college campus where the licensee is employed as a staff member and
 15 the private university or private college does not expressly disallow the
 16 carrying of a concealed weapon into the private university or private college
 17 campus; or

18 (C) The licensee is participating in an authorized firearms-
 19 related activity on the higher education campus.

20
 21
 22
 23
 24
 25
 26
 27
 28
 29
 30
 31
 32
 33
 34
 35
 36