

1 State of Arkansas
2 91st General Assembly
3 Regular Session, 2017
4

A Bill

HOUSE BILL 1039

5 By: Representative Davis
6 By: Senator J. Hutchinson
7

For An Act To Be Entitled

9 AN ACT CONCERNING POSSESSION OF A DEFACED FIREARM
10 MANUFACTURED PRIOR TO JANUARY 1, 1968; AND FOR OTHER
11 PURPOSES.
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Subtitle

15 CONCERNING POSSESSION OF A DEFACED
16 FIREARM MANUFACTURED PRIOR TO JANUARY 1,
17 1968.
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20 BE IT ENACTED BY THE GENERAL ASSEMBLY OF THE STATE OF ARKANSAS:
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22 SECTION 1. Arkansas Code § 5-73-107 is amended to read as follows:
23 5-73-107. Possession of a defaced firearm.

24 (a) A person commits the offense of possession of a defaced firearm if
25 he or she knowingly possesses a firearm with a manufacturer's serial number
26 or other identification mark required by law that has been removed, defaced,
27 marred, altered, or destroyed.

28 (b) It is a defense to a prosecution under this section that:

29 (1) the The person reported the possession to the police or
30 other governmental agency prior to arrest or the issuance of an arrest
31 warrant or summons; or

32 (2) The firearm was manufactured prior to January 1, 1968.

33 (c)(1) Possession of a defaced firearm is a Class D felony.

34 (2) However, possession of a defaced firearm is a Class A
35 misdemeanor if the manufacturer's serial number or other identification mark
36 required by law is merely covered or obstructed, but still retrievable.

