

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

A Bill

SENATE BILL 594

5 By: Senators Collins-Smith, Rice
6 By: Representative Payton
7

For An Act To Be Entitled

9 AN ACT TO BE KNOWN AS THE TRUE CAMPUS CARRY ACT;
10 CONCERNING THE ABILITY TO CARRY A HANDGUN ON A
11 COLLEGE OR UNIVERSITY CAMPUS BY A PERSON WHO HAS A
12 CONCEALED HANDGUN LICENSE; AND FOR OTHER PURPOSES.
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Subtitle

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16 TO BE KNOWN AS THE TRUE CAMPUS CARRY ACT;
17 AND CONCERNING THE ABILITY TO CARRY A
18 HANDGUN ON A COLLEGE OR UNIVERSITY CAMPUS
19 BY A PERSON WHO HAS A CONCEALED HANDGUN
20 LICENSE.
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22
23 BE IT ENACTED BY THE GENERAL ASSEMBLY OF THE STATE OF ARKANSAS:
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25 SECTION 1. Arkansas Code § 5-73-119(c), concerning the prohibition
26 against possessing a handgun on the property of any private institution of
27 higher education or a publicly supported institution of higher education, is
28 amended to read as follows:

29 (c)(1)(A) ~~Except as provided in § 5-73-322, a person in this state~~
30 ~~shall~~ Unless permitted by the governing board of the private institution of
31 higher education, a person may not possess a handgun upon the property of any
32 private institution of higher education ~~or a publicly supported institution~~
33 ~~of higher education~~ in this state on or about his or her person, in a vehicle
34 occupied by him or her, or otherwise readily available for use with a purpose
35 to employ the handgun as a weapon against a person.

36 (B) Unless the person possesses a license to carry a



1 concealed handgun under § 5-73-301 et seq., a person may not possess a
2 handgun upon the property of a publicly supported institution of higher
3 education in this state on or about his or her person, in a vehicle occupied
4 by him or her, or otherwise readily available for use with a purpose to
5 employ the handgun as a weapon against a person.

6 (2) A violation of subdivision (c)(1) of this section is a Class
7 D felony.

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9 SECTION 2. Arkansas Code § 5-73-122(a)(3), concerning the possession
10 of a handgun in a publicly owned building or facility or on the State Capitol
11 grounds, is amended to read as follows:

12 (3) However, this subsection does not apply to a person carrying
13 or possessing a firearm or other deadly weapon in a publicly owned building
14 or facility or on the State Capitol grounds:

15 (A) For the purpose of participating in a shooting match
16 or target practice under the auspices of the agency responsible for the
17 publicly owned building or facility or State Capitol grounds;

18 (B) If necessary to participate in a trade show, exhibit,
19 or educational course conducted in the publicly owned building or facility or
20 on the State Capitol grounds; ~~or~~

21 (C)(i) If the person has a license to carry a concealed
22 handgun under § 5-73-301 et seq. and is carrying a concealed handgun in his
23 or her motor vehicle or has left the concealed handgun in his or her locked
24 and unattended motor vehicle in a publicly owned and maintained parking lot.

25 (ii)(a) As used in this subdivision (a)(3)(C),
26 “parking lot” means a designated area or structure or part of a structure
27 intended for the parking of motor vehicles or a designated drop-off zone for
28 children at school.

29 (b) “Parking lot” does not include a parking
30 lot owned, maintained, or otherwise controlled by the Department of
31 Correction or the Department of Community Correction~~;~~ or

32 (D) If the person has a license to carry a concealed
33 handgun under § 5-73-301 et seq. and is carrying a concealed handgun in a
34 publicly owned building or facility of a publicly supported institution of
35 higher education.

36

1 SECTION 3. Arkansas Code § 5-73-306(13), concerning a place where a
2 person with a license to carry a concealed handgun is prohibited from
3 possessing a concealed handgun, is amended to read as follows:

4 (13)(A) A school, ~~college, community college, or university~~
5 ~~campus building or event.~~

6 (B) However, subdivision (13)(A) of this section does not
7 apply to:

8 (i) A kindergarten through grade twelve (K-12)
9 private school operated by a church or other place of worship that:

10 (a) Is located on the developed property of
11 the kindergarten through grade twelve (K-12) private school;

12 (b) Allows the licensee to carry a concealed
13 handgun into the church or other place of worship under this section; and

14 (c) Allows the licensee to possess a concealed
15 handgun on the developed property of the kindergarten through grade twelve
16 (K-12) private school under § 5-73-119(e); or

17 (ii) A kindergarten through grade twelve (K-12)
18 private school or a prekindergarten private school that through its governing
19 board or director has set forth the rules and circumstances under which the
20 licensee may carry a concealed handgun into a building or event of the
21 kindergarten through grade twelve (K-12) private school or the
22 prekindergarten private school; or

23 (iii) Participation in an authorized firearms-
24 related activity;

25 ~~(iv) Carrying a concealed handgun as authorized~~
26 ~~under § 5-73-322; or~~

27 ~~(v) A publicly owned and maintained parking lot of a~~
28 ~~college, community college, or university if the licensee is carrying a~~
29 ~~concealed handgun in his or her motor vehicle or has left the concealed~~
30 ~~handgun in his or her locked and unattended motor vehicle;~~

31
32 SECTION 4. Arkansas Code § 5-73-322 is repealed.

33 ~~5-73-322. Concealed handguns in a university, college, or community~~
34 ~~college building.~~

35 ~~(a) As used in this section:~~

36 ~~(1)(A) "Public university, public college, or community college"~~

1 ~~means an institution that:~~

2 ~~(i) Regularly receives budgetary support from the~~
3 ~~state government;~~

4 ~~(ii) Is part of the University of Arkansas or~~
5 ~~Arkansas State University systems; or~~

6 ~~(iii) Is required to report to the Arkansas Higher~~
7 ~~Education Coordinating Board.~~

8 ~~(B) "Public university, public college, or community~~
9 ~~college" does not include a private university or private college solely~~
10 ~~because:~~

11 ~~(i) Students attending the private university or~~
12 ~~private college receive state-supported scholarships; or~~

13 ~~(ii) The private university or private college~~
14 ~~voluntarily reports to the Arkansas Higher Education Coordinating Board; and~~

15 ~~(2) "Staff member" means a person who is not enrolled as a full-~~
16 ~~time student at the university, college, or community college and is either~~
17 ~~employed by the university, college, or community college full time or is on~~
18 ~~a nine-month or twelve-month appointment at the university, college, or~~
19 ~~community college as a faculty member.~~

20 ~~(b) A licensee may possess a concealed handgun in the buildings and on~~
21 ~~the grounds, whether owned or leased by the public university, public~~
22 ~~college, or community college, of the public university, public college, or~~
23 ~~community college where he or she is employed unless otherwise prohibited by~~
24 ~~§ 5-73-306 if:~~

25 ~~(1) He or she is a staff member; and~~

26 ~~(2)(A) The governing board of the public university, public~~
27 ~~college, or community college does not adopt a policy expressly disallowing~~
28 ~~the carrying of a concealed handgun by staff members in the buildings or on~~
29 ~~the grounds of the public university, public college, or community college~~
30 ~~and posts notices as described in § 5-73-306(18).~~

31 ~~(B) A governing board of the public university, public~~
32 ~~college, or community college may adopt differing policies for the carrying~~
33 ~~of a concealed handgun by staff members for different campuses, areas of a~~
34 ~~campus, or individual buildings of the public university, public college, or~~
35 ~~community college for which the governing board is responsible.~~

36 ~~(C) A policy disallowing the carrying of a concealed~~

1 ~~handgun by staff members into the public university, public college, or~~
2 ~~community college expires one (1) year after the date of adoption and must be~~
3 ~~readopted each year by the governing board of the public university, public~~
4 ~~college, or community college to remain in effect.~~

5 ~~(c) A licensee may possess a concealed handgun in the buildings and on~~
6 ~~the grounds of the private university or private college where he or she is~~
7 ~~employed unless otherwise prohibited by § 5-73-306 if:~~

8 ~~(1) He or she is a staff member; and~~

9 ~~(2) The private university or private college does not adopt a~~
10 ~~policy expressly disallowing the carrying of a concealed handgun in the~~
11 ~~buildings and on the grounds of the private university or private college and~~
12 ~~posts notices as described in § 5-73-306(18).~~

13 ~~(d) The storage of a handgun in a university or college-operated~~
14 ~~student dormitory or residence hall is prohibited under § 5-73-119(e).~~

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