

1 State of Arkansas  
2 93rd General Assembly  
3 Regular Session, 2021  
4

As Engrossed: S3/17/21

# A Bill

HOUSE BILL 1593

5 By: Representative Gazaway  
6 By: Senators B. Ballinger, Hester  
7

## For An Act To Be Entitled

9 AN ACT CONCERNING RETIRED PROSECUTING ATTORNEYS  
10 CARRYING A CONCEALED HANDGUN; AND FOR OTHER PURPOSES.  
11

### Subtitle

14 CONCERNING RETIRED PROSECUTING ATTORNEYS  
15 CARRYING A CONCEALED HANDGUN.  
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18 BE IT ENACTED BY THE GENERAL ASSEMBLY OF THE STATE OF ARKANSAS:  
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20 SECTION 1. Arkansas Code § 12-15-202(b), concerning certain retired  
21 persons who may carry a concealed handgun, is amended to add an additional  
22 subdivision to read as follows:

23 (3)(A) A concealed handgun may be carried by a retired  
24 prosecuting attorney or a retired deputy prosecuting attorney designated by  
25 the prosecuting attorney who:

26 (i) Retired in good standing from service with a  
27 prosecuting attorney's office for reasons other than mental disability;

28 (ii) Immediately before retirement was authorized to  
29 carry a firearm in the course and scope of his or her duties;

30 (iii) Is carrying appropriate written photographic  
31 identification issued by a prosecuting attorney's office, identifying him or  
32 her as a retired prosecuting attorney or a retired deputy prosecuting  
33 attorney designated by the prosecuting attorney;

34 (iv) Is not otherwise prohibited under federal law  
35 from receiving or possessing a firearm;

36 (v) Has fingerprint impressions on file with the



1 system together with written authorization for state and national level  
2 criminal history record screening;

3 (vi) During the most recent twelve-month period has  
4 met the statutory requirements of § 16-21-147(b)(4);

5 (vii) Before his or her retirement, worked or was  
6 employed as a prosecuting attorney or as a deputy prosecuting attorney for an  
7 aggregate of ten (10) years or more; and

8 (viii) Is not under the influence of or consuming  
9 alcohol or another intoxicating or hallucinatory drug or substance.

10 (B) A prosecuting attorney shall keep a record of all  
11 retired prosecuting attorneys and retired deputy prosecuting attorneys  
12 designated by the prosecuting attorney authorized to carry a concealed  
13 handgun in his or her jurisdiction and may revoke any authorization only for  
14 good cause shown and not for an arbitrary or capricious reason.

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16 *SECTION 2. Arkansas Code § 12-15-202(d), concerning a person's*  
17 *eligibility to carry a concealed handgun, is amended to read as follows:*

18 *(d) ~~Any~~ A certified law enforcement officer, or retired law*  
19 *enforcement officer, prosecuting attorney, deputy prosecuting attorney*  
20 *designated by the prosecuting attorney, retired prosecuting attorney, or*  
21 *retired deputy prosecuting attorney designated by the prosecuting attorney*  
22 *carrying a concealed handgun under this section is not subject to the*  
23 *prohibitions and limitations of § 5-73-306.*

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26 */s/Gazaway*  
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