

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

A Bill

HOUSE BILL 2162

5 By: Representative E. Armstrong
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For An Act To Be Entitled

8 AN ACT CONCERNING THE SALE OF UNCLAIMED SEIZED
9 FIREARMS; AND FOR OTHER PURPOSES.

Subtitle

12 CONCERNING THE SALE OF UNCLAIMED SEIZED
13 FIREARMS.
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17 BE IT ENACTED BY THE GENERAL ASSEMBLY OF THE STATE OF ARKANSAS:
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19 SECTION 1. Arkansas Code § 5-5-101(d), concerning the sale of
20 unclaimed seized property, is amended to read as follows:

21 (d)(1)(A) Except as provided in subdivision (d)(2) or (d)(3) of this
22 section, unclaimed seized property shall be sold at public auction to be held
23 by the chief law enforcement officer of the county, city, or town law
24 enforcement agency that seized the unclaimed seized property or the chief law
25 enforcement officer's designee.

26 (B) The proceeds of the sale, less the cost of the sale
27 and any storage charge incurred in preserving the unclaimed seized property,
28 shall be paid into the general fund of the county, city, or town whose law
29 enforcement agency performed the seizure.

30 (2)(A) Unclaimed seized property that is a recreational item may
31 be donated at no cost to a local or state agency, a nonprofit organization,
32 or an educational program designed to provide education, assistance, or
33 recreation to children.

34 (B)(i) As used in subdivision (d)(2)(A) of this section,
35 "recreational item" means an item generally used for children's activities
36 and play.



1 (ii) "Recreational item" includes without limitation
2 a bicycle but does not include a motor vehicle or motorcycle.

3 (3) Unclaimed seized property that is a firearm:

4 (A) Shall not be sold at a public auction; and

5 (B) Shall be either:

6 (i) Sold only to:

7 (a) A federally licensed firearms dealer; or

8 (b) A federal, state, or local law enforcement

9 agency; or

10 (ii) Destroyed.

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