

Stricken language would be deleted from and underlined language would be added to present law.

1 State of Arkansas *As Engrossed: H4/1/13 H4/11/13*

2 89th General Assembly

3 Regular Session, 2013

HJR 1018

4

5 By: Representatives *Bell, Dotson, Alexander, D. Altes, Ballinger, Farrer, Harris, Miller, Payton, Scott,*

6 *Womack*

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HOUSE JOINT RESOLUTION

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TO AMEND THE ARKANSAS CONSTITUTION CONCERNING THE

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APPLICATION OF ARKANSAS LAW AND UNITED STATES LAW FOR

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THE PURPOSE OF PROTECTING RIGHTS AND PRIVILEGES

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GRANTED UNDER THE SECOND, NINTH, AND TENTH AMENDMENTS

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OF THE UNITED STATES CONSTITUTION; AND TO CLARIFY THE

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RESPONSIBILITIES OF MEMBERS OF THE MILITIA UNDER

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ARTICLE 11, § 1 OF THE ARKANSAS CONSTITUTION.

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Subtitle

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THE ARKANSAS FIREARMS FREEDOM AMENDMENT

20

OF 2014.

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BE IT RESOLVED BY THE HOUSE OF REPRESENTATIVES OF THE EIGHTY-NINTH GENERAL

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ASSEMBLY OF THE STATE OF ARKANSAS AND BY THE SENATE, A MAJORITY OF ALL

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MEMBERS ELECTED TO EACH HOUSE AGREEING THERETO:

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THAT the following is proposed as an amendment to the Constitution of

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the State of Arkansas, and upon being submitted to the electors of the state

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for approval or rejection at the next general election for Representatives

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and Senators, if a majority of the electors voting thereon at the election

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adopt the amendment, the amendment shall become a part of the Constitution of

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the State of Arkansas, to wit:

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SECTION 1. This amendment shall be known and may be cited as the

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"Arkansas Firearms Freedom Amendment of 2014."

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2 SECTION 2. Article 11, Section 1 of the Arkansas Constitution is
3 amended to read as follows:

4 § 1. Persons liable to military duty.

5 (a) The militia shall consist of all ~~able-bodied male persons,~~
6 ~~residents~~ citizens of the State, ~~between the ages of eighteen and forty-five~~
7 ~~years~~ who have reached the age of majority under Arkansas law; except such as
8 may be exempted by the laws of ~~the United States,~~ or this State; and shall be
9 organized, officered, armed and equipped and trained in such manner as may be
10 provided by law.

11 (b) In order to ensure ready and well-equipped forces, a member of the
12 militia under this section may purchase with his or her own resources,
13 maintain, and store at his or her place of residence or other premises under
14 his or her control, such semiautomatic rifles, pistols, shotguns, ammunition,
15 and accessories as considered necessary by the member for the performance of
16 his or her duties.

17 (c) This section does not permit:

18 (1) The ownership or possession of a firearm by a person
19 prohibited by Arkansas law from owning or possessing a firearm; or

20 (2) The use of a duty or privilege under this section to prevent
21 enforcement of the laws of this state.

22 (d) This section does not supersede an Arkansas statute or rule
23 existing as of the effective date of this amendment.

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26 SECTION 3. SEVERABILITY. In the event any section, subsection,
27 subdivision, paragraph, subparagraph, item, sentence, clause, phrase, or word
28 of this amendment is declared or adjudged to be invalid or unconstitutional,
29 such declaration or adjudication shall not affect the remaining portions of
30 this amendment that shall remain in full force and effect as if the portion
31 so declared or adjudged invalid or unconstitutional was not originally a part
32 of this amendment.

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34 SECTION 4. EFFECTIVE DATE. This amendment shall become effective on
35 July 1, 2015.

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/s/Bell