

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

# A Bill

SENATE BILL 963

5 By: Senator B. King  
6

## For An Act To Be Entitled

8 AN ACT TO PROHIBIT THE ENFORCEMENT OF FEDERAL FIREARM  
9 LAWS IN THE STATE OF ARKANSAS; AND FOR OTHER  
10 PURPOSES.  
11  
12

## Subtitle

13 TO PROHIBIT THE ENFORCEMENT OF FEDERAL  
14 FIREARM LAWS IN THE STATE OF ARKANSAS.  
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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 Title 5, Chapter 73, Subchapter 1, is amended  
21 to create a new section to read as follows:

22 5-73-134. Unlawful enforcement of federal statutes.

23 (a) A public servant or private dealer selling any firearm in this  
24 state shall not knowingly enforce or attempt to enforce any act, law,  
25 statute, rule, or regulation of the United States Government relating to a  
26 personal firearm, firearm accessory, or ammunition that is owned or  
27 manufactured commercially or privately in Arkansas and that remains  
28 exclusively within the borders of Arkansas.

29 (b) A person who violates this section upon conviction is guilty of a  
30 Class D felony.  
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32 SECTION 2. Arkansas Code Title 12, Chapter 15, Subchapter 1, is  
33 amended to add a new section to read as follows:

34 12-15-101. Prohibition against federal firearm regulation.

35 A federal law, rule, regulation, or order created or effective on or  
36 after January 1, 2013, shall be unenforceable within the borders of Arkansas



1 if the law, rule, regulation, or order attempts to:

2 (1) Prohibit or restrict ownership of a semiautomatic firearm or  
3 any magazine of a firearm; or

4 (2) Require any firearm, magazine, or other firearm accessory to  
5 be registered in any manner.

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7 SECTION 3. Arkansas Code Title 25, Chapter 16, Subchapter 7, is  
8 amended to add a new section to read as follows:

9 25-16-714. Defense of an Arkansas resident in firearm cases.

10 (a) The Attorney General shall defend a resident of Arkansas who is  
11 prosecuted by the United States Government for violation of a federal law  
12 relating to the manufacture, sale, transfer, or possession of a firearm, a  
13 firearm accessory, or ammunition owned or manufactured and retained  
14 exclusively within the borders of Arkansas.

15 (b) If the defendant chooses to retain private counsel in his or her  
16 defense against prosecution, the Attorney General shall be relieved as  
17 counsel.