

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

As Engrossed: S3/3/21

A Bill

SENATE BILL 357

5 By: Senators B. Ballinger, T. Garner
6 By: Representatives Boyd, Crawford, Gonzales, Dotson, Pilkington
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For An Act To Be Entitled

9 AN ACT REPEALING A STATUTE PROHIBITING THE POSSESSION
10 OF A FIREARM IN CERTAIN LOCATIONS; MAKING TECHNICAL
11 CORRECTIONS; AND FOR OTHER PURPOSES.
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Subtitle

15 REPEALING A STATUTE PROHIBITING THE
16 POSSESSION OF A FIREARM IN CERTAIN
17 LOCATIONS; AND MAKING TECHNICAL
18 CORRECTIONS.
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21 BE IT ENACTED BY THE GENERAL ASSEMBLY OF THE STATE OF ARKANSAS:
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23 SECTION 1. Arkansas Code § 5-73-127 is repealed.

24 ~~5-73-127. Possession of loaded center fire weapons in certain areas.~~

25 ~~(a) It is unlawful to possess a loaded center fire weapon, other than~~
26 ~~a shotgun and other than in a residence or business of the owner, in the~~
27 ~~following areas:~~

28 ~~(1) Baxter County;~~

29 ~~(A) That part bounded on the south by Highway 178, on the~~
30 ~~west and north by Bull Shoals Lake, and on the east by the Central Electric~~
31 ~~Power Corporation transmission line from Howard Creek to Highway 178;~~

32 ~~(B) That part of Bidwell Point lying south of the east-~~
33 ~~west road which crosses Highway 101 at the Presbyterian Church;~~

34 ~~(C) That part of Bidwell Point lying west of Bennett's~~
35 ~~Bayou and north of the east west road which crosses Highway 101 at the~~
36 ~~Presbyterian Church;~~



1 ~~(D) That part of Baxter County between:~~
2 ~~(i) County Road 139 and Lake Norfolk to the north~~
3 ~~and west;~~
4 ~~(ii) County Road 151 and Lake Norfolk to the north,~~
5 ~~west, and south in the Diamond Bay area;~~
6 ~~(iii) The Bluff Road and Lake Norfolk to the west;~~
7 ~~(iv) John Lewis Road (Timber Lake Manor) and Lake~~
8 ~~Norfolk to the west and south;~~
9 ~~(v) The south end of County Road 91 south of its~~
10 ~~intersection with John Lewis Road and Lake Norfolk to the south and east; and~~
11 ~~(vi) County Road 150 from its intersection with~~
12 ~~County Road 93 south and Lake Norfolk to the south and east but not east of~~
13 ~~County Road 93;~~
14 ~~(2) Benton County:~~
15 ~~(A) That part of the Hobbs Estate north of State Highway~~
16 ~~12, west of Rambo Road, and south and east of Van Hollow Creek and the Van~~
17 ~~Hollow Creek arm of Beaver Lake;~~
18 ~~(B) All of Bella Vista Village; and~~
19 ~~(C) That part bounded on the north by Beaver Lake, on the~~
20 ~~east by Beaver Lake, on the south by the Hobbs State Management Area boundary~~
21 ~~from the intersection of State Highway 12 eastward along the boundary to its~~
22 ~~intersection with the Van Hollow Creek arm of Beaver Lake;~~
23 ~~(3) Benton and Carroll Counties: That part bounded on the north~~
24 ~~by Highway 62, on the east by Highway 187 and Henry Hollow Creek, and the~~
25 ~~south and west by Beaver Lake and the road from Beaver Dam north to Highway~~
26 ~~62;~~
27 ~~(4) Conway County: That part lying above the rimrock of Petit~~
28 ~~Jean Mountain;~~
29 ~~(5) Garland County: All of Hot Springs Village and Diamondhead;~~
30 ~~(6) Marion County:~~
31 ~~(A) That part known as Bull Shoals Peninsula, bounded on~~
32 ~~the east and north by White River and Lake Bull Shoals, on the west by the~~
33 ~~Jimmie Creek arm of Lake Bull Shoals, and on the south by the municipal~~
34 ~~boundaries of the City of Bull Shoals;~~
35 ~~(B) That part of Marion County bounded on the north, west,~~
36 ~~and south by Bull Shoals Lake and on the east by County Roads 355 and 322~~

1 from their intersections with State Highway 202 to the points where they
2 respectively dead end at arms of Bull Shoals Lake;

3 (C) ~~The Yocum Bend Peninsula of Bull Shoals Lake bounded~~
4 ~~on the north and east by Bull Shoals Lake, on the west by Pine Mountain and~~
5 ~~Bull Shoals Lake, and on the south by County Road 30; and~~

6 (D) ~~Those lands situated in Marion County known as the~~
7 ~~Frost Point Peninsula, not inundated by the waters of Bull Shoals Lake, being~~
8 ~~more particularly described as follows:~~

9 (i) ~~Section Six, Township Twenty North, Range~~
10 ~~Fifteen West, (Sec. 6 — T.20 N. — R.15 W.), lying south of the White River~~
11 ~~channel;~~

12 (ii) ~~Section One, Township Twenty North, Range~~
13 ~~Sixteen West, (Sec. 1 — T.20 N. — R.16 W.); and~~

14 (iii) ~~East Half of Section Two, Township Twenty~~
15 ~~North, Range Sixteen West, (E ½ Sec. 2 — T.20 N. — R.16 W.); North Half of~~
16 ~~the Northeast Quarter of Section Eleven, Township Twenty North, Range Sixteen~~
17 ~~West (N ½ — NE ¼ Sec. 11 — T.20 N. — R.16 W.); and~~

18 (7) ~~A platted subdivision located in an unincorporated area.~~

19 (b) ~~Nothing contained in this section shall be construed to limit or~~
20 ~~restrict or to make unlawful the discharge of a firearm in defense of a~~
21 ~~person or property within the areas described in this section.~~

22 (c) ~~A person who is found guilty or who pleads guilty or nolo~~
23 ~~contendere to violating this section is guilty of a violation and shall be~~
24 ~~fined no less than twenty five dollars (\$25.00) nor more than five hundred~~
25 ~~dollars (\$500).~~

26 (d) ~~This section does not apply to a:~~

27 (1) ~~Law enforcement officer in the performance of his or her~~
28 ~~duties;~~

29 (2) ~~Discharge of a center fire weapon at a firing range~~
30 ~~maintained for the discharging of a center fire weapon; or~~

31 (3) ~~Person possessing a valid concealed handgun license under §~~
32 ~~5-73-301 et seq.~~

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34 SECTION 2. Arkansas Code § 5-73-130(c), concerning definitions used in
35 regard to seizure and forfeiture of a firearm, is amended to read as follows:

36 (c) As used in this section, “unlawfully in possession of a firearm”

1 does not include any act of possession of a firearm that is prohibited only
2 by+

3 ~~(1) Section 5-73-127, unlawful to possess loaded center fire~~
4 ~~weapons in certain areas; or~~

5 ~~(2) A~~ a regulation or rule of the Arkansas State Game and Fish
6 Commission.

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/s/B. Ballinger

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APPROVED: 3/24/21

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