

# Hall of the House of Representatives

90th General Assembly - Regular Session, 2015

## Amendment Form

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**Subtitle of House Bill No. 1077**

CONCERNING THE POSSESSION OF A CONCEALED HANDGUN IN A UNIVERSITY, COLLEGE, OR  
COMMUNITY COLLEGE BUILDING.

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**Amendment No. 1 to House Bill No. 1077**

Amend House Bill No. 1077 as originally introduced:

Add Representatives Ballinger, Bentley, Brown, Dotson, C. Douglas, Drown, C. Fite, Gates, Gonzales, M. Gray, Harris, Henderson, House, Lemons, Lowery, Payton, Petty, Pitsch, Richmond, Rushing, B. Smith, Sullivan, Tosh, Wallace, Wardlaw, Womack as cosponsors of the bill

AND

Add Senators Hester, Collins-Smith as cosponsors of the bill

AND

Delete everything after the enacting clause and substitute:

"SECTION 1. Arkansas Code § 5-73-322 is amended to read as follows:  
5-73-322. Concealed handguns in a university, college, or community college building.

(a) As used in this section:

(1) "Hospital" means the facilities of an institution licensed, certified, or approved by the Division of Health Facilities Services of the Department of Health as a hospital which is primarily engaged in providing to patients diagnostic and therapeutic services for medical diagnosis, treatment, and care of injured, disabled, or sick persons, by or under the supervision of a physician or other medical professional;

~~(1)(A)~~(2)(A) "Public university, public college, or community college" means an institution that:

(i) Regularly receives budgetary support from the state government;

(ii) Is part of the University of Arkansas or Arkansas State University systems; or

(iii) Is required to report to the Arkansas Higher Education Coordinating Board.



(B) "Public university, public college, or community college" does not include a private university or private college solely because:

(i) Students attending the private university or private college receive state-supported scholarships; or

(ii) The private university or private college voluntarily reports to the Arkansas Higher Education Coordinating Board; and

~~(2)~~(3)(A) "Staff member" means a person who is not enrolled as a full-time student at the university, college, or community college and is either employed by the university, college, or community college:

(1) ~~full~~ Full time; ~~or is on~~

(2) On a nine-month or twelve-month appointment at the university, college, or community college as a faculty member; or

(3) As a part-time faculty member at the university, college, or community college.

(B) "Staff member" does not include a graduate assistant.

(b) A licensee may possess a concealed handgun in the buildings and on the grounds, whether owned or leased by the public university, public college, or public community college, of the public university, public college, or public community college where he or she is employed unless otherwise prohibited by this section or § 5-73-306 if+ he or she is a staff member.

~~(1) He or she is a staff member; and~~

~~(2)(A) The governing board of the public university, public college, or public community college does not adopt a policy expressly disallowing the carrying of a concealed handgun by staff members in the buildings or on the grounds of the public university, public college, or public community college and posts notices as described in § 5-73-306(19).~~

~~(B) A governing board of the public university, public college, or public community college may adopt differing policies for the carrying of a concealed handgun by staff members for different campuses, areas of a campus, or individual buildings of the public university, public college, or public community college for which the governing board is responsible.~~

~~(C) A policy disallowing the carrying of a concealed handgun by staff members into the public university, public college, or public community college expires one (1) year after the date of adoption and must be readopted each year by the governing board of the public university, public college, or public community college to remain in effect.~~

(c) A licensee may possess a concealed handgun in the buildings and on the grounds of the private university or private college where he or she is employed unless otherwise prohibited by this section or § 5-73-306 if:

(1) He or she is a staff member; and

(2) The private university or private college does not adopt a policy expressly disallowing the carrying of a concealed handgun in the buildings and on the grounds of the private university or private college and ~~posts~~ does not post notices as described in § 5-73-306(19).

(d) The storage of a handgun in a university or college-operated student dormitory or residence hall is prohibited under § 5-73-119(c).

(e)(1) The governing board of a public university, public college, or public community college that operates a public medical school may adopt a policy expressly disallowing the carrying of a concealed handgun by a staff

member in the buildings or on the grounds of the public medical school that are adjacent to or are up to within a radius of one-half (1/2) of a mile of an associated public hospital.

(2) This subsection does not limit the governing board of a public university, public college, or public community college from tailoring its policy to permit the carrying of a concealed handgun into certain public hospital or public medical school facilities within the one-half-mile radius.

(3) A policy adopted under this subsection is invalid until public notices as described under § 5-73-306(19) are posted in and around the parts of the public medical school and associated public hospital that are subject to the policy.

(f)(1) The governing board of a public university, public college, or public community college may adopt a policy expressly disallowing the carrying of a concealed handgun by a staff member in the buildings or on the grounds of the public university, public college, or public community college which are adjacent to or are up to within a radius of one-half (1/2) of a mile of a federally owned and operated presidential library.

(2) This subsection does not limit the governing board of a public university, public college, or public community college from tailoring its policy to permit the carrying of a concealed handgun into certain facilities where carrying a concealed handgun is not otherwise prohibited by federal law within the one-half-mile radius.

(3) A policy adopted under this subsection is invalid until public notices as described under § 5-73-306(19) are posted in and around the parts of the public university, public college, or public community college that are adjacent to or up to within a radius of one-half (1/2) of a mile of a federally owned and operated presidential library that are subject to the policy.

(g) A policy disallowing the carrying of a concealed handgun under subsection (e) or subsection (f) of this section expires one (1) year after the date of adoption and shall be readopted each year by the governing board to remain in effect."

The Amendment was read \_\_\_\_\_  
By: Representative Collins  
BPG/LNS - 02-23-2015 11:34:17  
BPG333

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Chief Clerk