Stricken language would be deleted from and underlined language would be added to present law. Act 631 of the Regular Session

1	State of Arkansas As Engrossed: \$3/11/21 H3/18/21
2	93rd General Assembly A Bill
3	Regular Session, 2021SENATE BILL 417
4	
5	By: Senator K. Hammer
6	By: Representative Richmond
7	
8	For An Act To Be Entitled
9	AN ACT PERMITTING A PERSON CONVICTED OF AN ANTITRUST
10	VIOLATION OR OTHER UNLAWFUL BUSINESS PRACTICE TO
11	LAWFULLY POSSESS A FIREARM UNDER STATE LAW; AND FOR
12	OTHER PURPOSES.
13	
14	
15	Subtitle
16	PERMITTING A PERSON CONVICTED OF AN
17	ANTITRUST VIOLATION OR OTHER UNLAWFUL
18	BUSINESS PRACTICE TO LAWFULLY POSSESS A
19	FIREARM UNDER STATE LAW.
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21	
22	BE IT ENACTED BY THE GENERAL ASSEMBLY OF THE STATE OF ARKANSAS:
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24	SECTION 1. DO NOT CODIFY. Legislative findings.
25	The General Assembly finds that:
26	(1) Under 18 U.S.C. 922(g), it is "unlawful for any person
27	who has been convicted in any court of, a crime punishable by imprisonment
28	for a term exceeding one year to possess in or affecting commerce,
29	any firearm or ammunition; or to receive any firearm or ammunition which has
30	been shipped or transported in interstate or foreign commerce";
31	(2) Under 18 U.S.C. 921(a)(20)(A), the "term "crime punishable
32	by imprisonment for a term exceeding one year" does not include any
33	Federal or State offenses pertaining to antitrust violations, unfair trade
34	practices, restraints of trade, or other similar offenses relating to the
35	regulation of business practices"; and
36	(3) Because the United States Government does not consider



As Engrossed: S3/11/21 H3/18/21

1	offenses pertaining to antitrust violations, unfair trade practices,
2	restraints of trade, or other similar offenses relating to the regulation of
3	business practices as disqualifying offenses for the right to lawfully
4	possess a firearm or ammunition, the State of Arkansas shall take a similar
5	position.
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7	SECTION 2. Arkansas Code § 5-73-103, concerning the offense of
8	possession of a firearm by certain persons, is amended to add an additional
9	subsection to read as follows:
10	(e) As used in this section, "felony" means any state or federal
11	felony, excluding a federal or state felony offense for which the person
12	convicted has completed his or her sentence and pertaining to:
13	(1) An antitrust violation;
14	(2) An unfair trade practice;
15	(3) Restraint of trade; or
16	(4) Another offense relating to the regulation of business
17	practices.
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19	/s/K. Hammer
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22	<b>APPROVED:</b> 4/12/21
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