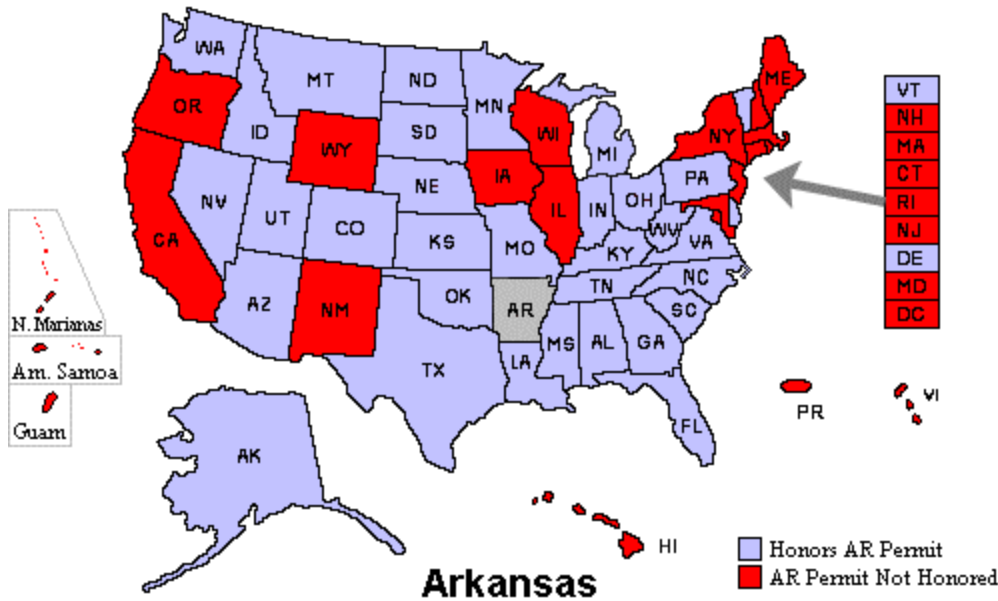


# Arkansas

**Shall Issue      Must Inform Officer: Yes**



## Links

- [State CCW Site](#)
- [State CCW Pamphlet](#)
- [CCW Application](#)
- [State FAQ Site](#)
- [State Statutes](#)
- [State Admin Rules](#)
- [State Reciprocity Info](#)
- [State Attorney General](#)
- [AR CCW Rules](#)
- [Secretary of State](#)

Last Updated: 1/28/10

## Permits/Licenses This State Honors

Alabama	Alaska	Arizona	Colorado	Delaware
Florida	Georgia	Idaho	Indiana	Kansas
Kentucky	Louisiana	Michigan	Minnesota	Mississippi
Missouri	Montana	Nebraska	Nevada	North Dakota
North Carolina	Ohio	Oklahoma	Pennsylvania	South Carolina
South Dakota	Tennessee	Texas	Utah	Virginia
Washington	West Virginia			

## Arkansas Honors Non-Resident Permits/Licenses

### How to Apply for A Permit

Check here "[Arkansas State Police](#)" for information on how to apply for a Permit/License.

Permit/License is valid for 5 years.

Cost is \$144.25. (application fee \$100.00, state background check \$25.00, and the FBI background check \$19.25).

**5-73-311.**Application procedure.

(a)The applicant for a license to carry a concealed handgun shall submit the following to the Department of Arkansas State Police:

- (1)A completed application, as described in § 5-73-310;
- (2)A nonrefundable license fee of one hundred dollars (\$100);
- (3)(A)A full set of fingerprints of the applicant.

(B)In the event a legible set of fingerprints, as determined by the department and the Federal Bureau of  
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Investigation, cannot be obtained after a minimum of two (2) attempts, the Director of the Department of Arkansas State Police shall determine eligibility in accordance with criteria that the department shall establish by promulgating rules.

**(C)**Costs for processing the set of fingerprints as required in subdivision (a)(3)(A) of this section shall be borne by the applicant;

**(4)(A)**A waiver authorizing the department access to any medical, criminal, or other records concerning the applicant and permitting access to all of the applicant's criminal records.

**(B)**If a check of the applicant's criminal records uncovers any unresolved felony arrests over ten (10) years old, then the applicant shall obtain a letter of reference from the county sheriff, prosecuting attorney, or circuit judge of the county where the applicant resides that states that to the best of the county sheriff's, prosecuting attorney's, or circuit judge's knowledge that the applicant is of good character and free of any felony convictions.

**(C)**The department shall maintain the confidentiality of the medical, criminal, or other records; and

**(5)**A digital photograph of the applicant or a release authorization to obtain a digital photograph of the applicant from another source.

**(b)(1)**Upon receipt of the items listed in subsection (a) of this section, the department shall forward the full set of fingerprints of the applicant to the appropriate agencies for state and federal processing.

**(2)(A)**The department shall forward a notice of the applicant's application to the sheriff of the applicant's county of residence and, if applicable, the police chief of the applicant's municipality of residence.

**(B)(i)**The sheriff of the applicant's county of residence and, if applicable, the police chief of the applicant's municipality of residence may participate, at his or her discretion, in the process by submitting a voluntary report to the department containing any readily discoverable information that he or she feels may be pertinent to the licensing of any applicant.

**(ii)**The reporting shall be made within thirty (30) days after the date the notice of the application was sent by the department.

**(c)**A concealed handgun license issued, renewed, or obtained under § 5-73-314 or § 5-73-319 after December 31, 2007, shall bear a digital photograph of the licensee.

History: Acts 9; 1997, No. 2; 1997, No. 1239, § 2; 1995, No. 419, § 1995, No. 411, § 4. 1; 2007, No. 664, § 1; 1999, No. 487, § 1251, §

## **Non-Resident Permits**

Arkansas Does not issue Non Resident Permits

## **Places Off-Limits Even With A Permit/License**

### **5-73-306. Prohibited places.**

**(a)** No license issued pursuant to this subchapter shall authorize any person to carry a concealed handgun into:

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- (1) Any police, sheriff's, or Department of Arkansas State Police station;
- (2) Any Arkansas Highway Police facility;
- (3) Any buildings of the Arkansas State Highway and Transportation Department, or onto grounds adjacent to such buildings, except that this subdivision (a)(3) shall not apply to rest areas and weigh stations of the department;
- (4) Any detention facility, prison, or jail;
- (5) Any courthouse;
- (6) Any courtroom, except that nothing in this subchapter shall preclude a judge from carrying a concealed weapon or determining who will carry a concealed weapon in his courtroom;
- (7) Any polling place;
- (8) Any meeting place of the governing body of any governmental entity;
- (9) Any meeting of the legislature or a committee thereof;
- (10) Any building wherein a state office is located;
- (11) Any athletic event not related to firearms;
- (12) Any portion of an establishment, except a restaurant as defined in § 3-9-402, licensed to dispense alcoholic beverages for consumption on the premises;
- (13) Any portion of an establishment, except a restaurant as defined in § 3-9-402, in which beer or light wine is consumed on the premises;
- (14) Any school, college, community college, or university campus building or event, unless for the purpose of participating in an authorized firearms-related activity;
- (15) Inside the passenger terminal of any airport, except that no person shall be prohibited from carrying any legal firearm into the terminal if the firearm is encased for shipment for purposes of checking such firearm as baggage to be lawfully transported on any aircraft;
- (16) Any church or other place of worship; or
- (17) Any place where the carrying of firearms is prohibited by federal law.
- (18) Any place where a parade or demonstration requiring a permit is being held, and the licensee is a participant in the parade or demonstration; or
- (19) (A) Any place at the discretion of the person or entity exercising control over the physical location of the place by placing at each entrance to the place a written notice clearly readable at a distance of not less than ten feet (10') that "carrying a handgun is prohibited".
  - (B) (i) If the place does not have a roadway entrance, there shall be a written notice placed anywhere upon the premises of the place.
    - (ii) In addition to the requirement of subdivision (19)(B)(i) of this section, there shall be at least one (1) written notice posted within every three (3) acres of a place with no roadway entrance.
  - (C) A written notice as described in subdivision (19)(A) of this section is not required for a private home.
  - (D) Any licensee entering a private home shall notify the occupant that the licensee is carrying a concealed handgun.
- (b) (1) In addition to the places enumerated in this section, the carrying of a concealed handgun may be disallowed in any place in the discretion of the person or entity exercising control over the physical location of such place by the placing of a written notice clearly readable at a distance of not less than ten feet (10') that the "carrying of a handgun is prohibited."
  - (2) Provided, no sign shall be required for private homes, and any licensee entering a private home shall notify the occupants that he is carrying a concealed handgun.
- (c) No license issued pursuant to this subchapter shall authorize the participants in a parade or demonstration for which a permit is required to carry a concealed handgun.

History. Acts 1995, No. 411, § 2; 1995, No. 419, § 2; 1997, No. 1239, § 2.

### §3-9-402

**(8) "Restaurant" means:** any public or private place, without sleeping accommodations and that place:

- (A) Is kept, used, maintained, advertised, and held out to the public or to a private or restricted membership as a place whose primary function and purpose is to take orders for and to serve food and food items;
- (B) Actually serves full and complete meals prepared in a fully equipped and sanitary kitchen and prepared from uncooked foods for service to and for consumption by its guests or members on the premises;
- (C) Has a seating capacity of at least fifty (50) people;
- (D) Has employed a sufficient number and kind of employees to prepare, cook, and serve suitable foods to its guests or members;
- (E) On Sundays, serves alcoholic beverages on-premises only, in conjunction with meals;
- (F) Serves food on all days of operations;
- (G) Maintains separate sales figures for alcoholic beverages; and
- (H) Has gross sales of sixty percent (60%) or more from the sale of food, food items, and nonalcoholic beverages, or, in the case of excursion boats, has gross sales of sixty percent (60%) of their gross income from boat rental fees and sales of food and nonalcoholic beverages.

Attorney General has issued [Opinion No. 2003-244](#) cities and counties can post their parks with “No Firearms Allowed” signs. CCW holders cannot legally carry in these posted areas.

Act 1110 of 2003 was enacted to permit persons to carry in public parks. Sec 1 addresses places in which concealed handguns are not allowed. Any building wherein a state office is located and Schools.

[Park Directive 3070](#) For Arkansas State Parks, These building include:

1. The Bladesmith School at Old Washington
2. DeGray Lake Resort Lodge and Convention Center
3. Maintenance Buildings
4. Marina Sales Offices
5. Mather Lodge
6. Mount Magazine Lodge and Conference Center
7. Museum Buildings with Offices
8. Ozark Folk Center Lodge Office, Recreation Room and Gift Shop
9. All Restaurants / Cafes
10. Queen Wilhelmina Lodge
11. Visitor Information Centers

Signs and Decals will be posted at the locations listed above.

## Carry In State Parks/State & National Forests/WMA/Road Side Rest Areas

### Carry Allowed in these Areas:

**State Parks:**    **YES**    **Park Directive 3070** (Some Buildings are off Limits. They must be posted. See “Places Off Limits Even With A Permit/License” above)

**State/National Forests:**    **YES**    **14 CCR s 1413**

**WMA's:**    **YES**    **AG&FC Rule 20.02 (I)**

**Road Side Rest Areas:**    **YES** per CHP

## RV/Car Carry Without A Permit/License

You must have a Permit/License to carry a loaded handgun in any vehicle.

## State Preemption

**14-16-504.** Regulation by local unit of government.

(a) As used in this section, "local unit of government" means a city, town, or county.

(b)(1)(A) A local unit of government shall not enact any ordinance or regulation pertaining to, or regulate in any other manner, the ownership, transfer, transportation, carrying, or possession of firearms, ammunition for firearms, or components of firearms, except as otherwise provided in state or federal law.

(B) This shall not prevent the enactment of an ordinance regulating or forbidding the unsafe discharge of a firearm.

(2)(A) A local unit of government shall have no authority to bring suit and shall have no right to recover against any firearm or ammunition manufacturer, trade association, or dealer for damages, abatement, or injunctive relief resulting from or relating to the lawful design, manufacture, marketing, or sale of firearms or ammunition to the public.

(B) The authority to bring any suit and the right to recover against any firearm or ammunition manufacturer, trade association, or dealer for damages, abatement, or injunctive relief shall be reserved exclusively to the State of Arkansas.

(C) Provided, this shall not prevent a local unit of government from bringing suit against a firearm or ammunition manufacturer or dealer for breach of contract or warranty as to firearms or ammunition purchased by the local unit of government.

(c)(1) Notwithstanding subsection (b) of this section, the governing body of a local unit of government, following the proclamation by the Governor of a state of emergency, may enact an emergency ordinance regulating the transfer, transportation, or carrying of firearms or components of firearms.

(2) Such emergency ordinance shall not be effective for a period of more than twenty (20) days and shall be enacted by a two-thirds (2/3) majority of the governing body.

History. Acts 1993, No. 1100, §§ 1-3; 1999, No. 951, § 1.

## Deadly Force Laws

**Title 5. Criminal Offenses.**

**Subtitle 1. General Provisions.**

**Chapter 2. Principles of Criminal Responsibility.**

**Subchapter 6. Justification.**

**5-2-601.** Definitions.

**5-2-602.** Defense.

**5-2-603.** Execution of public duty.

**5-2-604.** Choice of evils.

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- 5-2-605. Use of physical force generally.
- 5-2-606. Use of physical force in defense of a person.
- 5-2-607. Use of deadly physical force in defense of a person.
- 5-2-608. Use of physical force in defense of premises.
- 5-2-609. Use of physical force in defense of property.
- 5-2-610. Use of physical force by law enforcement officers.
- 5-2-611. Use of physical force by private person aiding law enforcement officers.
- 5-2-612. Use of physical force in resisting arrest.
- 5-2-613. Use of physical force to prevent escape from correctional facility.
- 5-2-614. Use of reckless or negligent force.
- 5-2-620. Use of force to defend persons and property within home.
- 5-2-621. Attempting to protect persons during commission of a felony.

## Knife Laws State/Cities

To access State/Local Knife Laws Click [“Here”](#)

## Carry in Restaurants That Serve Alcohol

**YES**

**Note:** What is defined as carry in a restaurant that serves alcohol is a place like Friday’s or Red Lobster. This does not mean a bar or the bar area of a restaurant. Handgunlaw.us believes you should never consume alcohol when carrying your firearm. In some states it is illegal to take even one drink while carrying a firearm.

## Chemical Sprays/Stun Gun/Higher Capacity Magazine Laws

**Arkansas:** 5-73-124 legal to possess “... a small container of **tear gas** or **pepper spray** to be used for **self-defense** purposes only, but the capacity of the cartridge or container shall not exceed one hundred fifty cubic centimeters (150cc)”

**Note:** This is the only information Handgunlaw.us can find on Chemical Sprays/Stun Guns/Higher Capacity magazine Laws in Arkansas.

## LEOSA State Information

Handgunlaw.us can find no state info on the LEOSA.

## Attorney General Opinions/Court Cases

- [Arkansas AG - Park Carry](#)
- [Arkansas AG - College Carry](#)
- [Arkansas AG - Expungement](#)
- [Arkansas AG - Reciprocity](#)
- [Arkansas AG – Carry in Churches](#)

## Airport Carry/Misc. Information

**Airport Carry: Not Inside the Passenger Terminal and Sterile Area 5-73-306**

**Training Valid for: 6 Months**

**Time Period to Establish Residency:** “Resident” means an individual who possesses a valid Arkansas driver’s license with an Arkansas address listed thereon and who has established domicile as evidenced by the intent to make Arkansas his or her fixed and permanent home;

**Minimum Age for Permit/License: 21**

**Permit/License Info Public Information: Partial**

**State Fire arm Laws: 5-73-301 thru 5-73-402**

**State Deadly Force Laws: 5-2-601 thru 5-2-621**

**State Knife Laws: 5-73-121.**

**Chemical/Electric Weapons Laws: 5-73-124.**

**Body Armor Laws: 5-79-101.**

**Does Your Permit Cover Other Weapons Besides Firearms? NO 5-73-301**

## Updates to this Page

**1/19/09** – Permit/License Public Info Updated.

**1/23/09** – Must Inform Officer info Updated.

**3/27/09** – WMA’s OK to carry concealed in per AG&FC Regs.

**5/26/09** - Washington added as a state AR honors.

**6/24/09** – Map changed. WA added as state that honors AR Permit.

**8/18/09** - Residency requirements updated. All Links checked and any broken links repaired.

**8/31/09** – NE Added as state that honors AR permit.

**9/23/09** – NE added as state that AR honors

**10/13/09** – AG Opinion added on Carry in Churches

**1/13/10** – Permit Info Public Updated

**1/28/10** – Statute Link Updated.