

1 State of Arkansas
2 95th General Assembly
3 Regular Session, 2025

A Bill

HOUSE BILL 1481

4
5 By: Representative Long
6 By: Senator G. Stubblefield

For An Act To Be Entitled

9 AN ACT TO CREATE THE ANTI-ATF COMMANDEERING ACT; TO
10 PROHIBIT THE PROVISION OF MATERIAL AID AND SUPPORT
11 FOR ENFORCEMENT OF FEDERAL FIREARMS LAWS; TO PROHIBIT
12 AN ELECTED OFFICIAL OR PUBLIC EMPLOYEE FROM ASSISTING
13 IN THE ENFORCEMENT OF FEDERAL FIREARMS LAWS; TO
14 CREATE A CRIMINAL OFFENSE; AND FOR OTHER PURPOSES.

Subtitle

18 TO CREATE THE ANTI-ATF COMMANDEERING
19 ACT; AND TO PROHIBIT THE PROVISION OF
20 MATERIAL AID AND SUPPORT FOR ENFORCEMENT
21 OF FEDERAL FIREARMS LAWS.

23 BE IT ENACTED BY THE GENERAL ASSEMBLY OF THE STATE OF ARKANSAS:

25 SECTION 1. DO NOT CODIFY. Legislative findings and intent.

26 (a) The General Assembly finds that:

27 (1) The United States Supreme Court has long held that states do
28 not have to participate in the enforcement or effectuation of federal acts or
29 regulatory programs; and

30 (2) The United States Supreme Court has done so four (4) times
31 in the past thirty-three (33) years and as far back as 1842 in:

32 (A) Murphy v. NCAA, 584 U.S. 453 (2018);

33 (B) National Federation of Independent Business v.
34 Sebelius, 567 U.S. 519 (2012);

35 (C) Printz v. United States, 521 U.S. 898 (1997);

36 (D) New York v. United States, 505 U.S. 144 (1992); and



1 (E) Prigg v. Pennsylvania, 41 U.S. 539 (1842).

2 (b) The General Assembly intends this subchapter to ensure that the
3 State of Arkansas and its political subdivisions refrain from providing any
4 assistance or material aid for enforcing federal firearms laws, regulations,
5 executive orders, or treaties.

6
7 SECTION 2. Arkansas Code Title 21, Chapter 1, is amended to add an
8 additional subchapter to read as follows:

9 Subchapter 10 – Anti-ATF Commandeering Act

10
11 21-1-1001. Title.

12 This subchapter shall be known and may be cited as the "Anti-ATF
13 Commandeering Act".

14
15 21-1-1002. Definitions.

16 As used in this subchapter:

17 (1) "Elected official" means any person holding an elective
18 office of any governmental body, whether elected or appointed to the office;

19 (2)(A) "Material aid and support" means voluntarily providing or
20 allowing others to use lodging or communications equipment or services,
21 including social media accounts, data, facilities, weapons, personnel,
22 transportation, clothing, or other physical assets.

23 (B) "Material aid and support" does not include:

24 (i) Providing or allowing the use of medical
25 treatments or other materials necessary to treat physical injury; and

26 (ii) Helping individuals escape a serious imminent
27 risk of life-threatening injury; and

28 (3)(A) "Public employee" means any person employed by the state
29 or a political subdivision of the state.

30 (B) "Public employee" includes a law enforcement officer.

31
32 21-1-1003. Aiding federal firearms law enforcement.

33 (a) The state or a political subdivision of the state shall not
34 provide material aid and support for enforcing federal firearms laws,
35 regulations, executive orders, or treaties, including the collection of
36 federal taxes, levies, fees, or stamps, imposed on firearms, firearm

1 accessories, or ammunition.

2 (b) A public employee or elected official shall not knowingly:

3 (1) Assist in the enforcement of any federal firearms law,
 4 regulation, executive order, or treaty; or

5 (2) Refer a violation of a federal firearms law, regulation,
 6 executive order, or treaty to the federal government.

7 (c) A violation of subsection (b) of this section is a Class A
 8 misdemeanor.

9 (d) A violation of subsection (b) of this section by a public employee
 10 shall result in:

11 (1) The termination of his or her employment; and

12 (2) If applicable, the revocation of his or her law enforcement
 13 certification.

14 (e) This section does not prohibit the enforcement of state firearms
 15 laws that comply with Arkansas Constitution, Article 2, § 5.

16 (f) This act does not prevent law enforcement from using information
 17 obtained from federal government agencies to enforce state laws.

18

19 21-1-1004. Civil remedies.

20 (a)(1) A person who was subjected to a violation under § 21-1-1003 by
 21 the state may file a claim with the Arkansas State Claims Commission.

22 (2) In a claim filed under this subsection, the commission shall
 23 award to the complainant if the claim is proved fifty thousand dollars
 24 (\$50,000) per violation to be approved by the General Assembly as provided in
 25 § 19-10-215.

26 (b)(1) A person who was subjected to a violation under § 21-1-1003 by
 27 a political subdivision of the state may bring an action for equitable and
 28 monetary relief in the circuit court of the county in which the violation
 29 occurred, the circuit court of the county in which the person resides, or
 30 Pulaski County Circuit Court.

31 (2) Sovereign immunity is not a defense to an action brought
 32 under this subsection.

33 (3) In an action brought under this subsection, the court shall
 34 award the prevailing party, excluding a political subdivision of the state,
 35 reasonable attorney's fees and costs.

36 (4) In an action brought under this subsection, the court shall

1 award a plaintiff if they are the prevailing party fifty thousand dollars
2 (\$50,000) per violation.

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