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HOUSE BILL 397

52ND LEGISLATURE - STATE OF NEW MEXICO - FIRST SESSION, 2015

INTRODUCED BY

Jimmie C. Hall

AN ACT

RELATING TO CONCEALED HANDGUN CARRY; REMOVING THE REQUIREMENT FOR A NEW SET OF FINGERPRINTS WHEN APPLYING FOR RENEWAL OF A CONCEALED HANDGUN LICENSE AFTER IT HAS BEEN EXPIRED FOR SIXTY DAYS.

BE IT ENACTED BY THE LEGISLATURE OF THE STATE OF NEW MEXICO:

SECTION 1. Section 29-19-6 NMSA 1978 (being Laws 2003, Chapter 255, Section 6, as amended) is amended to read:

"29-19-6. [~~APPEAL~~] LICENSE ISSUANCE--LICENSE RENEWAL--REFRESHER FIREARMS TRAINING COURSE--LOST OR STOLEN LICENSE--SUSPENSION OR REVOCATION OF LICENSE.--

A. Pursuant to rules adopted by the department, the department, within thirty days after receiving a completed application for a concealed handgun license and the results of a national criminal background check on the applicant, shall:

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1 (1) issue a concealed handgun license to an
2 applicant; or

3 (2) deny the application on the grounds that
4 the applicant failed to qualify for a concealed handgun license
5 pursuant to the provisions of the Concealed Handgun Carry Act.

6 B. Information relating to an applicant or to a
7 licensee received by the department or any other law
8 enforcement agency is confidential and exempt from public
9 disclosure unless an order to disclose information is issued by
10 a court of competent jurisdiction. The information shall be
11 made available by the department to a state or local law
12 enforcement agency upon request by the agency.

13 C. A concealed handgun license issued by the
14 department shall include:

15 (1) a color photograph of the licensee;

16 (2) the licensee's name, address and date
17 of birth;

18 (3) the expiration date of the concealed
19 handgun license; and

20 (4) the category and the largest caliber of
21 handgun that the licensee is licensed to carry, with a
22 statement that the licensee is licensed to carry smaller
23 caliber handguns but shall carry only one concealed handgun at
24 any given time.

25 D. A licensee shall notify the department within

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1 thirty days regarding a change of the licensee's name or
2 permanent address. A licensee shall notify the department
3 within ten days if the licensee's concealed handgun license is
4 lost, stolen or destroyed.

5 E. If a concealed handgun license is lost, stolen
6 or destroyed, the license is invalid and the licensee may
7 obtain a duplicate license by furnishing the department a
8 notarized statement that the original license was lost, stolen
9 or destroyed and paying a reasonable fee. If the license is
10 lost or stolen, the licensee shall file a police report with a
11 local law enforcement agency and include the police case number
12 in the notarized statement.

13 F. A licensee may renew a concealed handgun license
14 by submitting to the department:

15 (1) a completed renewal form, under penalty of
16 perjury, designed and provided by the department;

17 (2) a payment of a seventy-five-dollar
18 (\$75.00) renewal fee; and

19 (3) a certificate of completion of a four-hour
20 refresher firearms training course approved by the department.

21 G. The department shall conduct a national criminal
22 records check of a licensee seeking to renew a license. A
23 concealed handgun license shall not be renewed more than sixty
24 days after it has expired. A licensee who fails to renew a
25 concealed handgun license within sixty days after it has

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1 expired may apply for a new concealed handgun license pursuant
2 to the provisions of the Concealed Handgun Carry Act; provided
3 that the licensee does not need to provide the department with
4 a new set of fingerprints.

5 H. A licensee shall complete a two-hour refresher
6 firearms training course two years after the issuance of an
7 original or renewed license. The refresher course shall be
8 approved by the department and shall be taken twenty-two to
9 twenty-six months after the issuance of an original or renewed
10 license. A certificate of completion shall be submitted to the
11 department no later than thirty days after completion of the
12 course.

13 I. The department shall suspend or revoke a
14 concealed handgun license if:

15 (1) the licensee provided the department with
16 false information on the application form or renewal form for a
17 concealed handgun license;

18 (2) the licensee did not satisfy the criteria
19 for issuance of a concealed handgun license at the time the
20 license was issued; or

21 (3) subsequent to receiving a concealed
22 handgun license, the licensee violated a provision of the
23 Concealed Handgun Carry Act."