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HOUSE BILL 101

54TH LEGISLATURE - STATE OF NEW MEXICO - FIRST SESSION, 2019

INTRODUCED BY

William "Bill" R. Rehm

AN ACT

RELATING TO PUBLIC SAFETY; PROHIBITING THE DEPARTMENT OF PUBLIC SAFETY FROM REQUIRING RESUBMISSION OF FINGERPRINTS TO RENEW A CONCEALED CARRY LICENSE.

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:

(1) issue a concealed handgun license to an

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1 applicant; or

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

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

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

14 (1) a color photograph of the licensee;

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

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

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

24 D. A licensee shall notify the department within
25 thirty days regarding a change of the licensee's name or

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1 permanent address. A licensee shall notify the department
2 within ten days if the licensee's concealed handgun license is
3 lost, stolen or destroyed.

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

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

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

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

18 (3) a certificate of completion of a four-hour
19 refresher firearms training course approved by the department;
20 provided that if the department requires submission of
21 fingerprints as part of the initial license application, and a
22 licensee has provided fingerprints and the license has been
23 issued, the department shall not require a licensee to submit
24 fingerprints again to renew the license, but a licensee shall
25 submit to a background investigation, if required.

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1 G. The department shall conduct a national criminal
2 records check of a licensee seeking to renew a license. A
3 concealed handgun license shall not be renewed more than sixty
4 days after it has expired. A licensee who fails to renew a
5 concealed handgun license within sixty days after it has
6 expired may apply for a new concealed handgun license pursuant
7 to the provisions of the Concealed Handgun Carry Act.

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

16 I. The department shall suspend or revoke a
17 concealed handgun license if:

18 (1) the licensee provided the department with
19 false information on the application form or renewal form for a
20 concealed handgun license;

21 (2) the licensee did not satisfy the criteria
22 for issuance of a concealed handgun license at the time the
23 license was issued; or

24 (3) subsequent to receiving a concealed
25 handgun license, the licensee violated a provision of the

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Concealed Handgun Carry Act."

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