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SENATE BILL 212

49TH LEGISLATURE - STATE OF NEW MEXICO - SECOND SESSION, 2010

INTRODUCED BY

Stuart Ingle

AN ACT

RELATING TO CONCEALED HANDGUNS; REMOVING THE TWO-YEAR REFRESHER
FIREARMS TRAINING COURSE REQUIRED FOR LICENSEES.

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 RENEWAL--~~[REFRESHER FIREARMS
TRAINING COURSE]~~ 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
applicant; or

(2) deny the application on the grounds that

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1 the applicant failed to qualify for a concealed handgun license
2 pursuant to the provisions of the Concealed Handgun Carry Act.

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

10 C. A concealed handgun license issued by the
11 department shall include:

- 12 (1) a color photograph of the licensee;
13 (2) the licensee's name, address and date
14 of birth;
15 (3) the expiration date of the concealed
16 handgun license; and
17 (4) the category and the largest caliber of
18 handgun that the licensee is licensed to carry, with a
19 statement that the licensee is licensed to carry smaller
20 caliber handguns but shall carry only one concealed handgun at
21 any given time.

22 D. A licensee shall notify the department within
23 thirty days regarding a change of the licensee's name or
24 permanent address. A licensee shall notify the department
25 within ten days if the licensee's concealed handgun license is

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1 lost, stolen or destroyed.

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

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

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

14 (2) a payment of a seventy-five-dollar
15 (\$75.00) renewal fee; and

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

18 G. The department shall conduct a national criminal
19 records check of a licensee seeking to renew a license. A
20 concealed handgun license shall not be renewed more than sixty
21 days after it has expired. A licensee who fails to renew a
22 concealed handgun license within sixty days after it has
23 expired may apply for a new concealed handgun license pursuant
24 to the provisions of the Concealed Handgun Carry Act.

25 ~~[H. A licensee shall complete a two-hour refresher~~

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1 ~~firearms training course two years after the issuance of an~~
2 ~~original or renewed license. The refresher course shall be~~
3 ~~approved by the department and shall be taken twenty-two to~~
4 ~~twenty-six months after the issuance of an original or renewed~~
5 ~~license. A certificate of completion shall be submitted to the~~
6 ~~department no later than thirty days after completion of the~~
7 ~~course.~~

8 ~~F.]~~ H. The department shall suspend or revoke a
9 concealed handgun license if:

10 (1) the licensee provided the department with
11 false information on the application form or renewal form for a
12 concealed handgun license;

13 (2) the licensee did not satisfy the criteria
14 for issuance of a concealed handgun license at the time the
15 license was issued; or

16 (3) subsequent to receiving a concealed
17 handgun license, the licensee violated a provision of the
18 Concealed Handgun Carry Act."

19 Section 2. EFFECTIVE DATE.--The effective date of the
20 provisions of this act is July 1, 2010.

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