

ASSEMBLY BILL NO. 139—ASSEMBLYMEN WHEELER, FIORE,
DICKMAN, ELLISON; DOOLING, O'NEILL, SEAMAN AND
SILBERKRAUS

FEBRUARY 11, 2015

JOINT SPONSORS: SENATORS GUSTAVSON; AND SETTELMEYER

Referred to Committee on Judiciary

SUMMARY—Revises provisions governing the issuance of permits
to carry concealed firearms. (BDR 15-522)

FISCAL NOTE: Effect on Local Government: No.
Effect on the State: No.

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EXPLANATION – Matter in *bolded italics* is new; matter between brackets ~~omitted material~~ is material to be omitted.

AN ACT relating to concealed firearms; authorizing certain persons
who possess a permit to carry a concealed firearm issued
by another state to carry a concealed firearm in this State
in accordance with the laws of this State; repealing certain
other provisions concerning reciprocity of permits to
carry concealed firearms; and providing other matters
properly relating thereto.

Legislative Counsel's Digest:

1 Existing law requires the Department of Public Safety to prepare annually a list
2 of states that have: (1) requirements for the issuance of a permit to carry a
3 concealed firearm that are substantially similar to or more stringent than the
4 requirements set forth in this State; and (2) an electronic database which identifies
5 each individual who possesses a valid permit to carry a concealed firearm by that
6 state and which a law enforcement officer in this State may access at all times.
7 Additionally, a state may only be included in the list if the Nevada Sheriffs' and
8 Chiefs' Association agrees with the Department's inclusion of the state. (NRS
9 202.3689) Existing law also authorizes a person who possesses a permit to carry a
10 concealed firearm that was issued by a state included in the list to carry a concealed
11 firearm in this State in accordance with the laws of this State unless the person: (1)
12 becomes a resident of this State; and (2) has not been issued a permit from the
13 sheriff of the county in which he or she resides within 60 days after becoming a
14 resident of this State. (NRS 202.3688) **Section 2** of this bill repeals all provisions of
15 existing law relating to the list prepared by the Department.



16 Existing law additionally requires that a person who is a resident of this State
 17 must be at least 21 years of age to be eligible for a permit to carry a concealed
 18 firearm. (NRS 202.3657) **Section 1** of this bill authorizes a person who possesses a
 19 permit to carry a concealed firearm that was issued by another state to carry a
 20 concealed firearm in this State in accordance with the laws of this State if the
 21 person: (1) is at least 21 years of age; or (2) is less than 21 years of age and is a law
 22 enforcement officer or a member of the Armed Forces of the United States, a
 23 reserve component thereof or the National Guard, or was discharged or released
 24 from service therein under honorable conditions. A person who meets either such
 25 requirement is prohibited from carrying a concealed firearm in this State if the
 26 person becomes a resident of this State and, if the person is at least 21 years of age,
 27 has not been issued a permit from the sheriff of the county in which he or she
 28 resides within 60 days after becoming a resident of this State.

THE PEOPLE OF THE STATE OF NEVADA, REPRESENTED IN
 SENATE AND ASSEMBLY, DO ENACT AS FOLLOWS:

1 **Section 1.** NRS 202.3688 is hereby amended to read as
 2 follows:

3 202.3688 1. Except as otherwise provided in subsection ~~2~~
 4 **3**, a person who *is at least 21 years of age and* possesses a permit to
 5 carry a concealed firearm that was issued by ~~that~~ *another* state
 6 ~~included in the list prepared pursuant to NRS 202.3689~~ may carry
 7 a concealed firearm in this State in accordance with the
 8 requirements set forth in NRS 202.3653 to 202.369, inclusive.

9 2. *Notwithstanding the provisions of subsection 1, and except*
 10 *as otherwise provided in subsection 3, a person who is less than 21*
 11 *years of age and possesses a permit to carry a concealed firearm*
 12 *that was issued by another state may carry a concealed firearm in*
 13 *this State in accordance with the requirements set forth in NRS*
 14 *202.3653 to 202.369, inclusive, if the person:*

- 15 (a) *Is a law enforcement officer;*
- 16 (b) *Is a member of the Armed Forces of the United States, a*
 17 *reserve component thereof or the National Guard; or*
- 18 (c) *Was discharged or released from service in the Armed*
 19 *Forces of the United States, a reserve component thereof or the*
 20 *National Guard under honorable conditions.*

21 *↪ A person who is authorized to carry a concealed firearm*
 22 *pursuant to this subsection is not exempt from any age*
 23 *requirements imposed by law which govern the purchase of*
 24 *firearms or ammunition.*

25 3. A person who ~~possesses a permit to carry a concealed~~
 26 ~~firearm that was issued by a state included in the list prepared~~
 27 ~~pursuant to NRS 202.3689~~ *meets the requirements of:*

28 (a) *Subsection 1* may not carry a concealed firearm in this State
 29 if the person:

30 ~~(a)~~ (1) *Becomes a resident of this State; and*



1 ~~(b)~~ (2) Has not been issued a permit from the sheriff of the
2 county in which he or she resides within 60 days after becoming a
3 resident of this State.

4 ~~{3.—A person who carries a concealed firearm pursuant to this
5 section is subject to the same legal restrictions and requirements
6 imposed upon a person who has been issued a permit by a sheriff in
7 this State.}~~

8 *(b) Subsection 2 may not carry a concealed firearm in this
9 State if the person becomes a resident of this State.*

10 **Sec. 2.** NRS 202.3689 is hereby repealed.

11 **Sec. 3.** This act becomes effective upon passage and approval.

TEXT OF REPEALED SECTION

202.3689 Department to prepare list of states that meet certain requirements concerning permits; Department to provide copy of list to law enforcement agencies in this State; Department to make list available to public.

1. On or before July 1 of each year, the Department shall:

(a) Examine the requirements for the issuance of a permit to carry a concealed firearm in each state and determine whether the requirements of each state are substantially similar to or more stringent than the requirements set forth in NRS 202.3653 to 202.369, inclusive.

(b) Determine whether each state has an electronic database which identifies each individual who possesses a valid permit to carry a concealed firearm issued by that state and which a law enforcement officer in this State may access at all times through a national law enforcement telecommunications system.

(c) Prepare a list of states that meet the requirements of paragraphs (a) and (b). A state must not be included in the list unless the Nevada Sheriffs' and Chiefs' Association agrees with the Department that the state should be included in the list.

(d) Provide a copy of the list prepared pursuant to paragraph (c) to each law enforcement agency in this State.

2. The Department shall, upon request, make the list prepared pursuant to subsection 1 available to the public.



