

1 HOUSE BILL 189

2 **52ND LEGISLATURE - STATE OF NEW MEXICO - FIRST SESSION, 2015**

3 INTRODUCED BY

4 Randal S. Crowder

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10 AN ACT

11 RELATING TO CONCEALED HANDGUNS; EXTENDING THE CONCEALED HANDGUN  
12 LICENSURE TERM TO FIVE YEARS FROM FOUR; REMOVING THE TWO-YEAR  
13 REFRESHER FIREARMS TRAINING COURSE REQUIRED FOR LICENSEES.

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

16 SECTION 1. Section 29-19-3 NMSA 1978 (being Laws 2003,  
17 Chapter 255, Section 3, as amended) is amended to read:

18 "29-19-3. DATE OF LICENSURE--PERIOD OF LICENSURE.--  
19 Effective January 1, 2004, the department is authorized to  
20 issue concealed handgun licenses to qualified applicants.  
21 Original and renewed concealed handgun licenses shall be valid  
22 for a period of [~~four~~] five years from the date of issuance,  
23 unless the license is suspended or revoked."

24 SECTION 2. Section 29-19-6 NMSA 1978 (being Laws 2003,  
25 Chapter 255, Section 6, as amended) is amended to read:

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1 "29-19-6. [~~APPEAL~~] LICENSE ISSUANCE--LICENSE RENEWAL--  
2 [~~REFRESHER FIREARMS TRAINING COURSE~~] LOST OR STOLEN LICENSE--  
3 SUSPENSION OR REVOCATION OF LICENSE.--

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

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

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

13 B. Information relating to an applicant or to a  
14 licensee received by the department or any other law  
15 enforcement agency is confidential and exempt from public  
16 disclosure unless an order to disclose information is issued by  
17 a court of competent jurisdiction. The information shall be  
18 made available by the department to a state or local law  
19 enforcement agency upon request by the agency.

20 C. A concealed handgun license issued by the  
21 department shall include:

22 (1) a color photograph of the licensee;

23 (2) the licensee's name, address and date  
24 of birth;

25 (3) the expiration date of the concealed

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1 handgun license; and

2 (4) the category and the largest caliber of  
3 handgun that the licensee is licensed to carry, with a  
4 statement that the licensee is licensed to carry smaller  
5 caliber handguns but shall carry only one concealed handgun at  
6 any given time.

7 D. A licensee shall notify the department within  
8 thirty days regarding a change of the licensee's name or  
9 permanent address. A licensee shall notify the department  
10 within ten days if the licensee's concealed handgun license is  
11 lost, stolen or destroyed.

12 E. If a concealed handgun license is lost, stolen  
13 or destroyed, the license is invalid and the licensee may  
14 obtain a duplicate license by furnishing the department a  
15 notarized statement that the original license was lost, stolen  
16 or destroyed and paying a reasonable fee. If the license is  
17 lost or stolen, the licensee shall file a police report with a  
18 local law enforcement agency and include the police case number  
19 in the notarized statement.

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

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

24 (2) a payment of a seventy-five-dollar  
25 (\$75.00) renewal fee; and

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

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

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

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

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

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

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

4 SECTION 3. EFFECTIVE DATE.--The effective date of the  
5 provisions of this act is July 1, 2015.

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