

GENERAL ASSEMBLY OF NORTH CAROLINA

SESSION 1999

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HOUSE BILL 1508
Committee Substitute Favorable 6/26/00

Short Title: Gun Permit/Decrease Renewal Fee.

(Public)

Sponsors:

Referred to:

May 11, 2000

A BILL TO BE ENTITLED

1 AN ACT TO ELIMINATE THE FINGERPRINTING REQUIREMENT FOR
2 RENEWAL OF A CONCEALED HANDGUN PERMIT WHERE DOING SO
3 WOULD NOT IMPEDE CRIMINAL RECORD UPDATES; TO DECREASE THE
4 FEE FOR RENEWAL OF A CONCEALED HANDGUN PERMIT; AND TO
5 CLARIFY THAT THE RELEASE FORM SUBMITTED FOR A CONCEALED
6 HANDGUN APPLICANT'S MENTAL HEALTH RECORDS MAY BE AN
7 ORIGINAL OR PHOTOCOPIED FORM.
8

9 The General Assembly of North Carolina enacts:

10 Section 1. G.S. 14-415.16 reads as rewritten:

11 **"§ 14-415.16. Renewal of permit.**

12 The holder of a permit shall apply to renew the permit at least 30 days prior to its
13 expiration date by filing with the sheriff of the county in which the person resides a
14 renewal form provided by the sheriff's office, a notarized affidavit stating that the
15 permittee remains qualified under the criteria provided in this Article, a newly
16 administered full set of the permittee's fingerprints, and a renewal fee. Upon receipt of the
17 completed renewal application, including the permittee's fingerprints, and the appropriate
18 payment of fees, the sheriff shall determine if the permittee remains qualified to hold a
19 permit in accordance with the provisions of G.S. 14-415.12. The permittee's criminal

1 history shall be updated, and the sheriff may waive the requirement of taking another
 2 firearms safety and training course. If the permittee applies for a renewal of the permit
 3 within 30 days of its expiration date and if the permittee remains qualified to have a
 4 permit under G.S. 14-415.12, the sheriff shall renew the permit. No fingerprints shall be
 5 required for a renewal permit if the applicant's fingerprints were submitted to the State
 6 Bureau of Investigation after June 30, 2001, on the Automated Fingerprint Information
 7 System (AFIS) as prescribed by the State Bureau of Investigation."

8 Section 2. G.S. 14-415.19 reads as rewritten:

9 **"§ 14-415.19. Fees.**

10 (a) The permit fees assessed under this Article are payable to the sheriff. The
 11 sheriff shall transmit the proceeds of these fees to the county finance officer to be
 12 remitted or credited by the county finance officer in accordance with the provisions of
 13 this subsection. The permit fees are as follows:

14 Application fee.....	\$80.00
15 Renewal fee.....	\$80.00 \$75.00
16 Duplicate permit fee.....	\$15.00

17 The county finance officer shall remit forty-five dollars (\$45.00) of each new
 18 application fee ~~or~~ and forty dollars (\$40.00) of each renewal fee to the North Carolina
 19 Department of Justice for the costs of State and federal criminal record checks performed
 20 in connection with processing applications and for the implementation of the provisions
 21 of this Article. The remaining thirty-five dollars (\$35.00) of each application or renewal
 22 fee shall be used by the sheriff to pay the costs of administering this Article and for other
 23 law enforcement purposes. The county shall expend the restricted funds for these
 24 purposes only.

25 (b) An additional fee, not to exceed ten dollars (\$10.00), shall be collected by the
 26 sheriff from an applicant for a permit to pay for the costs of processing the applicant's
 27 ~~fingerprints.~~ fingerprints, if fingerprints were required to be taken. This fee shall be
 28 retained by the sheriff."

29 Section 3. G.S. 14-415.14 is amended by adding a new subsection to read:

30 "(c) Any person or entity who is presented by the applicant or by the sheriff with an
 31 original or photocopied release form as described in G.S. 14-415.13(a)(5) shall promptly
 32 disclose to the sheriff any records concerning the mental health or capacity of the
 33 applicant who signed the form and authorized the release of the records."

34 Section 4. The Division of Mental Health, Developmental Disabilities, and
 35 Substance Abuse Services of the Department of Health and Human Services shall notify
 36 by United States mail, telefacsimile, or electronic mail all mental health clinics, hospitals,
 37 and licensed mental health professionals in North Carolina about the requirement in
 38 Section 3 of this act within 30 days after the effective date of this act.

39 Section 5. This act becomes effective July 1, 2000.