

CONFERENCE COMMITTEE SUBSTITUTE

FOR

HOUSE COMMITTEE SUBSTITUTE

FOR

SENATE BILL NO. 656

AN ACT

To repeal sections 50.535, 563.031, 571.030, 571.101, 571.104, 571.111, and 571.126, RSMo, and to enact in lieu thereof fourteen new sections relating to weapons, with penalty provisions, an emergency clause for a certain section, and an effective date for a certain section.

BE IT ENACTED BY THE GENERAL ASSEMBLY OF THE STATE OF MISSOURI, AS FOLLOWS:

1 Section A. Sections 50.535, 563.031, 571.030, 571.101
2 571.104, 571.111, and 571.126, RSMo, are repealed and fourteen
3 new sections enacted in lieu thereof, to be known as sections
4 50.535, 57.281, 563.031, 571.030, 571.101, 571.104, 571.111,
5 571.126, 571.205, 571.210, 571.215, 571.220, 571.225, and
6 571.230, to read as follows:

7 50.535. 1. Notwithstanding the provisions of sections
8 50.525 to 50.745, the fee collected pursuant to subsections 11
9 and 12 of section 571.101 shall be deposited by the county
10 treasurer into a separate interest-bearing fund to be known as
11 the "County Sheriff's Revolving Fund" to be expended at the
12 direction of the county or city sheriff or his or her designee as
13 provided in this section.

14 2. No prior approval of the expenditures from this fund

1 shall be required by the governing body of the county or city not
2 within a county, nor shall any prior audit or encumbrance of the
3 fund be required before any expenditure is made by the sheriff
4 from this fund. This fund shall only be used by law enforcement
5 agencies for the purchase of equipment, to provide training, and
6 to make necessary expenditures to process applications for
7 concealed carry permits or renewals, including but not limited to
8 the purchase of equipment, information and data exchange,
9 training, fingerprinting and background checks, employment of
10 additional personnel, and any expenditure necessitated by an
11 action under section 571.114 or 571.117. Except as provided in
12 subsection 5 of this section, if the moneys collected and
13 deposited into this fund are not totally expended annually, then
14 the unexpended balance [shall] may remain in said fund and the
15 balance [shall] may be kept in said fund to accumulate from year
16 to year. This fund may be audited by the state auditor's office
17 or the appropriate auditing agency. The funds received under
18 section 571.101 shall be used only to supplement the sheriff's
19 funding received from other county, state, or general funds. The
20 county commission shall not reduce any sheriff's budget as a
21 result of funds received under section 571.101.

22 3. Notwithstanding any provision of this section to the
23 contrary, the sheriff of every county, regardless of
24 classification, is authorized to pay, from the sheriff's
25 revolving fund, all reasonable and necessary costs and expenses
26 for activities or services occasioned by compliance with sections
27 571.101 to 571.121. Such was the intent of the general assembly
28 in original enactment of this section and sections 571.101 to

1 571.121, and it is made express by this section in light of the
2 decision in Brooks v. State of Missouri, (Mo. Sup. Ct. February
3 26, 2004). The application and renewal fees to be charged
4 pursuant to section 571.101 shall be based on the sheriff's good
5 faith estimate, made during regular budgeting cycles, of the
6 actual costs and expenses to be incurred by reason of compliance
7 with sections 571.101 to 571.121. If the maximum fee permitted
8 by section 571.101 is inadequate to cover the actual reasonable
9 and necessary expenses in a given year, and there are not
10 sufficient accumulated unexpended funds in the revolving fund, a
11 sheriff may present specific and verified evidence of the
12 unreimbursed expenses to the office of administration, which upon
13 certification by the attorney general shall reimburse such
14 sheriff for those expenses from an appropriation made for that
15 purpose.

16 4. If pursuant to subsection 13 of section 571.101, the
17 sheriff of a county of the first classification designates one or
18 more chiefs of police of any town, city, or municipality within
19 such county to accept and process applications for concealed
20 carry permits, then that sheriff shall reimburse such chiefs of
21 police, out of the moneys deposited into this fund, for any
22 reasonable expenses related to accepting and processing such
23 applications.

24 5. Any excess funds unnecessary to meet the mandate of
25 subsection 3 of this section may be expended for other purposes
26 or transferred to discretionary funds for county sheriffs;
27 provided that, no claim for inadequate coverage under subsection
28 3 of this section has been made within the last five years

1 resulting in reimbursement from the office of administration for
2 expenses incurred implementing sections 571.101 to 571.121.

3 57.281. 1. This section shall only apply to sheriffs of
4 counties of the third classification. Under this section, a
5 sheriff may elect, but is not mandated to elect, to utilize the
6 provisions of this section and provide a service authorized in
7 this section. A sheriff may discontinue a service authorized in
8 this section at his or her discretion.

9 2. Any state agency listed in section 621.045; the division
10 of professional registration of the department of insurance,
11 financial institutions and professional registration; the
12 department of social services; the supreme court of Missouri; the
13 state courts administrator; the department of elementary and
14 secondary education; the department of natural resources; the
15 Missouri lottery; the Missouri gaming commission; or any state,
16 municipal, or county agency which screens persons seeking
17 employment with such agencies or issues or renews a license,
18 permit, certificate, or registration of authority from such
19 agencies; or any state, municipal, or county agency or committee,
20 or state school of higher education that is authorized by state
21 statute or executive order, or local or county ordinance to
22 screen applicants or candidates seeking or considered for
23 employment, assignment, contracting, or appointment to a position
24 within state, municipal, or county government; or the Missouri
25 peace officers standards and training (POST) commission that
26 screens persons not employed by a criminal justice agency who
27 seek enrollment or access into a certified POST training academy
28 police school, or persons seeking a permit to purchase or possess

1 a firearm for employment as a watchman, security personnel, or
2 private investigator; or law enforcement agencies that screen
3 persons seeking issuance or renewal of a license, permit,
4 certificate, or registration to purchase or possess a firearm
5 may, in counties of the third classification where the sheriff
6 has elected to provide the services authorized under this
7 section, submit two sets of fingerprints to the sheriff of
8 counties of the third classification for the purpose of checking
9 the person's criminal history. The first set of fingerprints
10 shall be used to search the Missouri criminal records repository,
11 and the second set of fingerprints shall be submitted to the
12 Federal Bureau of Investigation to be used for searching the
13 federal criminal history files, if necessary. The fingerprints
14 shall be submitted on forms and in the manner prescribed by the
15 sheriff of a county of the third classification. Fees assessed
16 for the searches shall be paid by the applicant or in the manner
17 prescribed by the sheriff and shall be deposited to the credit of
18 the fund provided in subsection 3 of section 57.280 and subject
19 to the limitations therein. Notwithstanding the provisions of
20 section 610.120, all records related to any criminal history
21 information discovered shall be accessible and available to the
22 state, municipal, or county agency making the record request.

23 563.031. 1. A person may, subject to the provisions of
24 subsection 2 of this section, use physical force upon another
25 person when and to the extent he or she reasonably believes such
26 force to be necessary to defend himself or herself or a third
27 person from what he or she reasonably believes to be the use or
28 imminent use of unlawful force by such other person, unless:

1 (1) The actor was the initial aggressor; except that in
2 such case his or her use of force is nevertheless justifiable
3 provided:

4 (a) He or she has withdrawn from the encounter and
5 effectively communicated such withdrawal to such other person but
6 the latter persists in continuing the incident by the use or
7 threatened use of unlawful force; or

8 (b) He or she is a law enforcement officer and as such is
9 an aggressor pursuant to section 563.046; or

10 (c) The aggressor is justified under some other provision
11 of this chapter or other provision of law;

12 (2) Under the circumstances as the actor reasonably
13 believes them to be, the person whom he or she seeks to protect
14 would not be justified in using such protective force;

15 (3) The actor was attempting to commit, committing, or
16 escaping after the commission of a forcible felony.

17 2. A person [may] shall not use deadly force upon another
18 person under the circumstances specified in subsection 1 of this
19 section unless:

20 (1) He or she reasonably believes that such deadly force is
21 necessary to protect himself, or herself or her unborn child, or
22 another against death, serious physical injury, or any forcible
23 felony;

24 (2) Such force is used against a person who unlawfully
25 enters, remains after unlawfully entering, or attempts to
26 unlawfully enter a dwelling, residence, or vehicle lawfully
27 occupied by such person; or

28 (3) Such force is used against a person who unlawfully

1 enters, remains after unlawfully entering, or attempts to
2 unlawfully enter private property that is owned or leased by an
3 individual, or is occupied by an individual who has been given
4 specific authority by the property owner to occupy the property,
5 claiming a justification of using protective force under this
6 section.

7 3. A person does not have a duty to retreat:

8 (1) From a dwelling, residence, or vehicle where the person
9 is not unlawfully entering or unlawfully remaining[. A person
10 does not have a duty to retreat];

11 (2) From private property that is owned or leased by such
12 individual; or

13 (3) If the person is in any other location such person has
14 the right to be.

15 4. The justification afforded by this section extends to
16 the use of physical restraint as protective force provided that
17 the actor takes all reasonable measures to terminate the
18 restraint as soon as it is reasonable to do so.

19 5. The defendant shall have the burden of injecting the
20 issue of justification under this section. If a defendant
21 asserts that his or her use of force is described under
22 subdivision (2) of subsection 2 of this section, the burden shall
23 then be on the state to prove beyond a reasonable doubt that the
24 defendant did not reasonably believe that the use of such force
25 was necessary to defend against what he or she reasonably
26 believed was the use or imminent use of unlawful force.

27 571.030. 1. A person commits the [crime] offense of
28 unlawful use of weapons, except as otherwise provided by sections

1 571.101 to 571.121, if he or she knowingly:

2 (1) Carries concealed upon or about his or her person a
3 knife, a firearm, a blackjack or any other weapon readily capable
4 of lethal use into any area where firearms are restricted under
5 section 571.107; or

6 (2) Sets a spring gun; or

7 (3) Discharges or shoots a firearm into a dwelling house, a
8 railroad train, boat, aircraft, or motor vehicle as defined in
9 section 302.010, or any building or structure used for the
10 assembling of people; or

11 (4) Exhibits, in the presence of one or more persons, any
12 weapon readily capable of lethal use in an angry or threatening
13 manner; or

14 (5) Has a firearm or projectile weapon readily capable of
15 lethal use on his or her person, while he or she is intoxicated,
16 and handles or otherwise uses such firearm or projectile weapon
17 in either a negligent or unlawful manner or discharges such
18 firearm or projectile weapon unless acting in self-defense; or

19 (6) Discharges a firearm within one hundred yards of any
20 occupied schoolhouse, courthouse, or church building; or

21 (7) Discharges or shoots a firearm at a mark, at any
22 object, or at random, on, along or across a public highway or
23 discharges or shoots a firearm into any outbuilding; or

24 (8) Carries a firearm or any other weapon readily capable
25 of lethal use into any church or place where people have
26 assembled for worship, or into any election precinct on any
27 election day, or into any building owned or occupied by any
28 agency of the federal government, state government, or political

1 subdivision thereof; or

2 (9) Discharges or shoots a firearm at or from a motor
3 vehicle, as defined in section 301.010, discharges or shoots a
4 firearm at any person, or at any other motor vehicle, or at any
5 building or habitable structure, unless the person was lawfully
6 acting in self-defense; or

7 (10) Carries a firearm, whether loaded or unloaded, or any
8 other weapon readily capable of lethal use into any school, onto
9 any school bus, or onto the premises of any function or activity
10 sponsored or sanctioned by school officials or the district
11 school board; or

12 (11) Possesses a firearm while also knowingly in possession
13 of a controlled substance that is sufficient for a felony
14 violation of section [195.202] 579.015.

15 2. Subdivisions (1), (8), and (10) of subsection 1 of this
16 section shall not apply to the persons described in this
17 subsection, regardless of whether such uses are reasonably
18 associated with or are necessary to the fulfillment of such
19 person's official duties except as otherwise provided in this
20 subsection. Subdivisions (3), (4), (6), (7), and (9) of
21 subsection 1 of this section shall not apply to or affect any of
22 the following persons, when such uses are reasonably associated
23 with or are necessary to the fulfillment of such person's
24 official duties, except as otherwise provided in this subsection:

25 (1) All state, county and municipal peace officers who have
26 completed the training required by the police officer standards
27 and training commission pursuant to sections 590.030 to 590.050
28 and who possess the duty and power of arrest for violation of the

1 general criminal laws of the state or for violation of ordinances
2 of counties or municipalities of the state, whether such officers
3 are on or off duty, and whether such officers are within or
4 outside of the law enforcement agency's jurisdiction, or all
5 qualified retired peace officers, as defined in subsection 12 of
6 this section, and who carry the identification defined in
7 subsection 13 of this section, or any person summoned by such
8 officers to assist in making arrests or preserving the peace
9 while actually engaged in assisting such officer;

10 (2) Wardens, superintendents and keepers of prisons,
11 penitentiaries, jails and other institutions for the detention of
12 persons accused or convicted of crime;

13 (3) Members of the Armed Forces or National Guard while
14 performing their official duty;

15 (4) Those persons vested by Article V, Section 1 of the
16 Constitution of Missouri with the judicial power of the state and
17 those persons vested by Article III of the Constitution of the
18 United States with the judicial power of the United States, the
19 members of the federal judiciary;

20 (5) Any person whose bona fide duty is to execute process,
21 civil or criminal;

22 (6) Any federal probation officer or federal flight deck
23 officer as defined under the federal flight deck officer program,
24 49 U.S.C. Section 44921, regardless of whether such officers are
25 on duty, or within the law enforcement agency's jurisdiction;

26 (7) Any state probation or parole officer, including
27 supervisors and members of the board of probation and parole;

28 (8) Any corporate security advisor meeting the definition

1 and fulfilling the requirements of the regulations established by
2 the department of public safety under section 590.750;

3 (9) Any coroner, deputy coroner, medical examiner, or
4 assistant medical examiner;

5 (10) Any municipal or county prosecuting attorney or
6 assistant prosecuting attorney[,]; circuit attorney or assistant
7 circuit attorney[,]; municipal, associate, or circuit judge; or
8 any person appointed by a court to be a special prosecutor who
9 has completed the firearms safety training course required under
10 subsection 2 of section 571.111;

11 (11) Any member of a fire department or fire protection
12 district who is employed on a full-time basis as a fire
13 investigator and who has a valid concealed carry endorsement
14 issued prior to August 28, 2013, or a valid concealed carry
15 permit under section 571.111 when such uses are reasonably
16 associated with or are necessary to the fulfillment of such
17 person's official duties; and

18 (12) Upon the written approval of the governing body of a
19 fire department or fire protection district, any paid fire
20 department or fire protection district [chief] member who is
21 employed on a full-time basis and who has a valid concealed carry
22 endorsement issued prior to August 28, 2013, or a valid concealed
23 carry permit, when such uses are reasonably associated with or
24 are necessary to the fulfillment of such person's official
25 duties.

26 3. Subdivisions (1), (5), (8), and (10) of subsection 1 of
27 this section do not apply when the actor is transporting such
28 weapons in a nonfunctioning state or in an unloaded state when

1 ammunition is not readily accessible or when such weapons are not
2 readily accessible. Subdivision (1) of subsection 1 of this
3 section does not apply to any person nineteen years of age or
4 older or eighteen years of age or older and a member of the
5 United States Armed Forces, or honorably discharged from the
6 United States Armed Forces, transporting a concealable firearm in
7 the passenger compartment of a motor vehicle, so long as such
8 concealable firearm is otherwise lawfully possessed, nor when the
9 actor is also in possession of an exposed firearm or projectile
10 weapon for the lawful pursuit of game, or is in his or her
11 dwelling unit or upon premises over which the actor has
12 possession, authority or control, or is traveling in a continuous
13 journey peaceably through this state. Subdivision (10) of
14 subsection 1 of this section does not apply if the firearm is
15 otherwise lawfully possessed by a person while traversing school
16 premises for the purposes of transporting a student to or from
17 school, or possessed by an adult for the purposes of facilitation
18 of a school-sanctioned firearm-related event or club event.

19 4. Subdivisions (1), (8), and (10) of subsection 1 of this
20 section shall not apply to any person who has a valid concealed
21 carry permit issued pursuant to sections 571.101 to 571.121, a
22 valid concealed carry endorsement issued before August 28, 2013,
23 or a valid permit or endorsement to carry concealed firearms
24 issued by another state or political subdivision of another
25 state.

26 5. Subdivisions (3), (4), (5), (6), (7), (8), (9), and (10)
27 of subsection 1 of this section shall not apply to persons who
28 are engaged in a lawful act of defense pursuant to section

1 563.031.

2 6. Notwithstanding any provision of this section to the
3 contrary, the state shall not prohibit any state employee from
4 having a firearm in the employee's vehicle on the state's
5 property provided that the vehicle is locked and the firearm is
6 not visible. This subsection shall only apply to the state as an
7 employer when the state employee's vehicle is on property owned
8 or leased by the state and the state employee is conducting
9 activities within the scope of his or her employment. For the
10 purposes of this subsection, "state employee" means an employee
11 of the executive, legislative, or judicial branch of the
12 government of the state of Missouri.

13 7. Nothing in this section shall make it unlawful for a
14 student to actually participate in school-sanctioned gun safety
15 courses, student military or ROTC courses, or other
16 school-sponsored or club-sponsored firearm-related events,
17 provided the student does not carry a firearm or other weapon
18 readily capable of lethal use into any school, onto any school
19 bus, or onto the premises of any other function or activity
20 sponsored or sanctioned by school officials or the district
21 school board.

22 8. [Unlawful use of weapons is a class D felony unless
23 committed pursuant to subdivision (6), (7), or (8) of subsection
24 1 of this section, in which cases it is a class B misdemeanor, or
25 subdivision (5) or (10) of subsection 1 of this section, in which
26 case it is a class A misdemeanor if the firearm is unloaded and a
27 class D felony if the firearm is loaded, or subdivision (9) of
28 subsection 1 of this section, in which case it is a class B

1 felony, except that if the violation of subdivision (9) of
2 subsection 1 of this section results in injury or death to
3 another person, it is a class A felony.] A person who commits
4 the crime of unlawful use of weapons under:

5 (1) Subdivision (2), (3), (4), or (11) of subsection 1 of
6 this section shall be guilty of a class E felony;

7 (2) Subdivision (1), (6), (7), or (8) of subsection 1 of
8 this section shall be guilty of a class B misdemeanor, except
9 when a concealed weapon is carried onto any private property
10 whose owner has posted the premises as being off-limits to
11 concealed firearms by means of one or more signs displayed in a
12 conspicuous place of a minimum size of eleven inches by fourteen
13 inches with the writing thereon in letters of not less than one
14 inch, in which case the penalties of subsection 2 of section
15 571.107 shall apply;

16 (3) Subdivision (5) or (10) of subsection 1 of this section
17 shall be guilty of a class A misdemeanor if the firearm is
18 unloaded and a class E felony if the firearm is loaded;

19 (4) Subdivision (9) of subsection 1 of this section shall
20 be guilty of a class B felony, except that if the violation of
21 subdivision (9) of subsection 1 of this section results in injury
22 or death to another person, it is a class A felony.

23 9. Violations of subdivision (9) of subsection 1 of this
24 section shall be punished as follows:

25 (1) For the first violation a person shall be sentenced to
26 the maximum authorized term of imprisonment for a class B felony;

27 (2) For any violation by a prior offender as defined in
28 section 558.016, a person shall be sentenced to the maximum

1 authorized term of imprisonment for a class B felony without the
2 possibility of parole, probation or conditional release for a
3 term of ten years;

4 (3) For any violation by a persistent offender as defined
5 in section 558.016, a person shall be sentenced to the maximum
6 authorized term of imprisonment for a class B felony without the
7 possibility of parole, probation, or conditional release;

8 (4) For any violation which results in injury or death to
9 another person, a person shall be sentenced to an authorized
10 disposition for a class A felony.

11 10. Any person knowingly aiding or abetting any other
12 person in the violation of subdivision (9) of subsection 1 of
13 this section shall be subject to the same penalty as that
14 prescribed by this section for violations by other persons.

15 11. Notwithstanding any other provision of law, no person
16 who pleads guilty to or is found guilty of a felony violation of
17 subsection 1 of this section shall receive a suspended imposition
18 of sentence if such person has previously received a suspended
19 imposition of sentence for any other firearms- or weapons-related
20 felony offense.

21 12. As used in this section "qualified retired peace
22 officer" means an individual who:

23 (1) Retired in good standing from service with a public
24 agency as a peace officer, other than for reasons of mental
25 instability;

26 (2) Before such retirement, was authorized by law to engage
27 in or supervise the prevention, detection, investigation, or
28 prosecution of, or the incarceration of any person for, any

1 violation of law, and had statutory powers of arrest;

2 (3) Before such retirement, was regularly employed as a
3 peace officer for an aggregate of fifteen years or more, or
4 retired from service with such agency, after completing any
5 applicable probationary period of such service, due to a
6 service-connected disability, as determined by such agency;

7 (4) Has a nonforfeitable right to benefits under the
8 retirement plan of the agency if such a plan is available;

9 (5) During the most recent twelve-month period, has met, at
10 the expense of the individual, the standards for training and
11 qualification for active peace officers to carry firearms;

12 (6) Is not under the influence of alcohol or another
13 intoxicating or hallucinatory drug or substance; and

14 (7) Is not prohibited by federal law from receiving a
15 firearm.

16 13. The identification required by subdivision (1) of
17 subsection 2 of this section is:

18 (1) A photographic identification issued by the agency from
19 which the individual retired from service as a peace officer that
20 indicates that the individual has, not less recently than one
21 year before the date the individual is carrying the concealed
22 firearm, been tested or otherwise found by the agency to meet the
23 standards established by the agency for training and
24 qualification for active peace officers to carry a firearm of the
25 same type as the concealed firearm; or

26 (2) A photographic identification issued by the agency from
27 which the individual retired from service as a peace officer; and

28 (3) A certification issued by the state in which the

1 individual resides that indicates that the individual has, not
2 less recently than one year before the date the individual is
3 carrying the concealed firearm, been tested or otherwise found by
4 the state to meet the standards established by the state for
5 training and qualification for active peace officers to carry a
6 firearm of the same type as the concealed firearm.

7 571.101. 1. All applicants for concealed carry permits
8 issued pursuant to subsection 7 of this section must satisfy the
9 requirements of sections 571.101 to 571.121. If the said
10 applicant can show qualification as provided by sections 571.101
11 to 571.121, the county or city sheriff shall issue a concealed
12 carry permit authorizing the carrying of a concealed firearm on
13 or about the applicant's person or within a vehicle. A concealed
14 carry permit shall be valid from the date of issuance or renewal
15 until five years from the last day of the month in which the
16 permit was issued or renewed. The concealed carry permit is
17 valid throughout this state. Although the permit is considered
18 valid in the state, a person who fails to renew his or her permit
19 within five years from the date of issuance or renewal shall not
20 be eligible for an exception to a National Instant Criminal
21 Background Check under federal regulations currently codified
22 under 27 CFR 478.102(d), relating to the transfer, sale, or
23 delivery of firearms from licensed dealers. A concealed carry
24 endorsement issued prior to August 28, 2013, shall continue from
25 the date of issuance or renewal until three years from the last
26 day of the month in which the endorsement was issued or renewed
27 to authorize the carrying of a concealed firearm on or about the
28 applicant's person or within a vehicle in the same manner as a

1 concealed carry permit issued under subsection 7 of this section
2 on or after August 28, 2013.

3 2. A concealed carry permit issued pursuant to subsection 7
4 of this section shall be issued by the sheriff or his or her
5 designee of the county or city in which the applicant resides, if
6 the applicant:

7 (1) Is at least nineteen years of age, is a citizen or
8 permanent resident of the United States and either:

9 (a) Has assumed residency in this state; or

10 (b) Is a member of the Armed Forces stationed in Missouri,
11 or the spouse of such member of the military;

12 (2) Is at least nineteen years of age, or is at least
13 eighteen years of age and a member of the United States Armed
14 Forces or honorably discharged from the United States Armed
15 Forces, and is a citizen of the United States and either:

16 (a) Has assumed residency in this state;

17 (b) Is a member of the Armed Forces stationed in Missouri;

18 or

19 (c) The spouse of such member of the military stationed in
20 Missouri and nineteen years of age;

21 (3) Has not pled guilty to or entered a plea of nolo
22 contendere or been convicted of a crime punishable by
23 imprisonment for a term exceeding one year under the laws of any
24 state or of the United States other than a crime classified as a
25 misdemeanor under the laws of any state and punishable by a term
26 of imprisonment of two years or less that does not involve an
27 explosive weapon, firearm, firearm silencer or gas gun;

28 (4) Has not been convicted of, pled guilty to or entered a

1 plea of nolo contendere to one or more misdemeanor offenses
2 involving crimes of violence within a five-year period
3 immediately preceding application for a concealed carry permit or
4 if the applicant has not been convicted of two or more
5 misdemeanor offenses involving driving while under the influence
6 of intoxicating liquor or drugs or the possession or abuse of a
7 controlled substance within a five-year period immediately
8 preceding application for a concealed carry permit;

9 (5) Is not a fugitive from justice or currently charged in
10 an information or indictment with the commission of a crime
11 punishable by imprisonment for a term exceeding one year under
12 the laws of any state of the United States other than a crime
13 classified as a misdemeanor under the laws of any state and
14 punishable by a term of imprisonment of two years or less that
15 does not involve an explosive weapon, firearm, firearm silencer,
16 or gas gun;

17 (6) Has not been discharged under dishonorable conditions
18 from the United States Armed Forces;

19 (7) Has not engaged in a pattern of behavior, documented in
20 public or closed records, that causes the sheriff to have a
21 reasonable belief that the applicant presents a danger to himself
22 or others;

23 (8) Is not adjudged mentally incompetent at the time of
24 application or for five years prior to application, or has not
25 been committed to a mental health facility, as defined in section
26 632.005, or a similar institution located in another state
27 following a hearing at which the defendant was represented by
28 counsel or a representative;

1 (9) Submits a completed application for a permit as
2 described in subsection 3 of this section;

3 (10) Submits an affidavit attesting that the applicant
4 complies with the concealed carry safety training requirement
5 pursuant to subsections 1 and 2 of section 571.111;

6 (11) Is not the respondent of a valid full order of
7 protection which is still in effect;

8 (12) Is not otherwise prohibited from possessing a firearm
9 under section 571.070 or 18 U.S.C. Section 922(g).

10 3. The application for a concealed carry permit issued by
11 the sheriff of the county of the applicant's residence shall
12 contain only the following information:

13 (1) The applicant's name, address, telephone number,
14 gender, date and place of birth, and, if the applicant is not a
15 United States citizen, the applicant's country of citizenship and
16 any alien or admission number issued by the Federal Bureau of
17 Customs and Immigration Enforcement or any successor agency;

18 (2) An affirmation that the applicant has assumed residency
19 in Missouri or is a member of the Armed Forces stationed in
20 Missouri or the spouse of such a member of the Armed Forces and
21 is a citizen or permanent resident of the United States;

22 (3) An affirmation that the applicant is at least nineteen
23 years of age or is eighteen years of age or older and a member of
24 the United States Armed Forces or honorably discharged from the
25 United States Armed Forces;

26 (4) An affirmation that the applicant has not pled guilty
27 to or been convicted of a crime punishable by imprisonment for a
28 term exceeding one year under the laws of any state or of the

1 United States other than a crime classified as a misdemeanor
2 under the laws of any state and punishable by a term of
3 imprisonment of two years or less that does not involve an
4 explosive weapon, firearm, firearm silencer, or gas gun;

5 (5) An affirmation that the applicant has not been
6 convicted of, pled guilty to, or entered a plea of nolo
7 contendere to one or more misdemeanor offenses involving crimes
8 of violence within a five-year period immediately preceding
9 application for a permit or if the applicant has not been
10 convicted of two or more misdemeanor offenses involving driving
11 while under the influence of intoxicating liquor or drugs or the
12 possession or abuse of a controlled substance within a five-year
13 period immediately preceding application for a permit;

14 (6) An affirmation that the applicant is not a fugitive
15 from justice or currently charged in an information or indictment
16 with the commission of a crime punishable by imprisonment for a
17 term exceeding one year under the laws of any state or of the
18 United States other than a crime classified as a misdemeanor
19 under the laws of any state and punishable by a term of
20 imprisonment of two years or less that does not involve an
21 explosive weapon, firearm, firearm silencer or gas gun;

22 (7) An affirmation that the applicant has not been
23 discharged under dishonorable conditions from the United States
24 Armed Forces;

25 (8) An affirmation that the applicant is not adjudged
26 mentally incompetent at the time of application or for five years
27 prior to application, or has not been committed to a mental
28 health facility, as defined in section 632.005, or a similar

1 institution located in another state, except that a person whose
2 release or discharge from a facility in this state pursuant to
3 chapter 632, or a similar discharge from a facility in another
4 state, occurred more than five years ago without subsequent
5 recommitment may apply;

6 (9) An affirmation that the applicant has received firearms
7 safety training that meets the standards of applicant firearms
8 safety training defined in subsection 1 or 2 of section 571.111;

9 (10) An affirmation that the applicant, to the applicant's
10 best knowledge and belief, is not the respondent of a valid full
11 order of protection which is still in effect;

12 (11) A conspicuous warning that false statements made by
13 the applicant will result in prosecution for perjury pursuant to
14 the laws of the state of Missouri; and

15 (12) A government-issued photo identification. This
16 photograph shall not be included on the permit and shall only be
17 used to verify the person's identity for permit renewal, or for
18 the issuance of a new permit due to change of address, or for a
19 lost or destroyed permit.

20 4. An application for a concealed carry permit shall be
21 made to the sheriff of the county or any city not within a county
22 in which the applicant resides. An application shall be filed in
23 writing, signed under oath and under the penalties of perjury,
24 and shall state whether the applicant complies with each of the
25 requirements specified in subsection 2 of this section. In
26 addition to the completed application, the applicant for a
27 concealed carry permit must also submit the following:

28 (1) A photocopy of a firearms safety training certificate

1 of completion or other evidence of completion of a firearms
2 safety training course that meets the standards established in
3 subsection 1 or 2 of section 571.111; and

4 (2) A nonrefundable permit fee as provided by subsection 11
5 or 12 of this section.

6 5. (1) Before an application for a concealed carry permit
7 is approved, the sheriff shall make only such inquiries as he or
8 she deems necessary into the accuracy of the statements made in
9 the application. The sheriff may require that the applicant
10 display a Missouri driver's license or nondriver's license or
11 military identification and orders showing the person being
12 stationed in Missouri. In order to determine the applicant's
13 suitability for a concealed carry permit, the applicant shall be
14 fingerprinted. No other biometric data shall be collected from
15 the applicant. The sheriff shall conduct an inquiry of the
16 National Instant Criminal Background Check System within three
17 working days after submission of the properly completed
18 application for a concealed carry permit. If no disqualifying
19 record is identified by these checks at the state level, the
20 fingerprints shall be forwarded to the Federal Bureau of
21 Investigation for a national criminal history record check. Upon
22 receipt of the completed report from the National Instant
23 Criminal Background Check System and the response from the
24 Federal Bureau of Investigation national criminal history record
25 check, the sheriff shall examine the results and, if no
26 disqualifying information is identified, shall issue a concealed
27 carry permit within three working days.

28 (2) In the event the report from the National Instant

1 Criminal Background Check System and the response from the
2 Federal Bureau of Investigation national criminal history record
3 check prescribed by subdivision (1) of this subsection are not
4 completed within forty-five calendar days and no disqualifying
5 information concerning the applicant has otherwise come to the
6 sheriff's attention, the sheriff shall issue a provisional
7 permit, clearly designated on the certificate as such, which the
8 applicant shall sign in the presence of the sheriff or the
9 sheriff's designee. This permit, when carried with a valid
10 Missouri driver's or nondriver's license or a valid military
11 identification, shall permit the applicant to exercise the same
12 rights in accordance with the same conditions as pertain to a
13 concealed carry permit issued under this section, provided that
14 it shall not serve as an alternative to an national instant
15 criminal background check required by 18 U.S.C. Section 922(t).
16 The provisional permit shall remain valid until such time as the
17 sheriff either issues or denies the certificate of qualification
18 under subsection 6 or 7 of this section. The sheriff shall
19 revoke a provisional permit issued under this subsection within
20 twenty-four hours of receipt of any report that identifies a
21 disqualifying record, and shall notify the concealed carry permit
22 system established under subsection 5 of section 650.350. The
23 revocation of a provisional permit issued under this section
24 shall be proscribed in a manner consistent to the denial and
25 review of an application under subsection 6 of this section.

26 6. The sheriff may refuse to approve an application for a
27 concealed carry permit if he or she determines that any of the
28 requirements specified in subsection 2 of this section have not

1 been met, or if he or she has a substantial and demonstrable
2 reason to believe that the applicant has rendered a false
3 statement regarding any of the provisions of sections 571.101 to
4 571.121. If the applicant is found to be ineligible, the sheriff
5 is required to deny the application, and notify the applicant in
6 writing, stating the grounds for denial and informing the
7 applicant of the right to submit, within thirty days, any
8 additional documentation relating to the grounds of the denial.
9 Upon receiving any additional documentation, the sheriff shall
10 reconsider his or her decision and inform the applicant within
11 thirty days of the result of the reconsideration. The applicant
12 shall further be informed in writing of the right to appeal the
13 denial pursuant to subsections 2, 3, 4, and 5 of section 571.114.
14 After two additional reviews and denials by the sheriff, the
15 person submitting the application shall appeal the denial
16 pursuant to subsections 2, 3, 4, and 5 of section 571.114.

17 7. If the application is approved, the sheriff shall issue
18 a concealed carry permit to the applicant within a period not to
19 exceed three working days after his or her approval of the
20 application. The applicant shall sign the concealed carry permit
21 in the presence of the sheriff or his or her designee.

22 8. The concealed carry permit shall specify only the
23 following information:

- 24 (1) Name, address, date of birth, gender, height, weight,
25 color of hair, color of eyes, and signature of the permit holder;
- 26 (2) The signature of the sheriff issuing the permit;
- 27 (3) The date of issuance; and
- 28 (4) The expiration date.

1 The permit shall be no larger than two and one-eighth inches wide
2 by three and three-eighths inches long and shall be of a uniform
3 style prescribed by the department of public safety. The permit
4 shall also be assigned a concealed carry permit system county
5 code and shall be stored in sequential number.

6 9. (1) The sheriff shall keep a record of all applications
7 for a concealed carry permit or a provisional permit and his or
8 her action thereon. Any record of an application that is
9 incomplete or denied for any reason shall be kept for a period
10 not to exceed one year. Any record of an application that was
11 approved shall be kept for a period of one year after the
12 expiration and nonrenewal of the permit.

13 (2) The sheriff shall report the issuance of a concealed
14 carry permit or provisional permit to the concealed carry permit
15 system. All information on any such permit that is protected
16 information on any driver's or nondriver's license shall have the
17 same personal protection for purposes of sections 571.101 to
18 571.121. An applicant's status as a holder of a concealed carry
19 permit, provisional permit, or a concealed carry endorsement
20 issued prior to August 28, 2013, shall not be public information
21 and shall be considered personal protected information.
22 Information retained in the concealed carry permit system under
23 this subsection shall not be distributed to any federal, state,
24 or private entities and shall only be made available for a single
25 entry query of an individual in the event the individual is a
26 subject of interest in an active criminal investigation or is
27 arrested for a crime. A sheriff may access the concealed carry
28 permit system for administrative purposes to issue a permit,

1 verify the accuracy of permit holder information, change the name
2 or address of a permit holder, suspend or revoke a permit, cancel
3 an expired permit, or cancel a permit upon receipt of a certified
4 death certificate for the permit holder. Any person who violates
5 the provisions of this subdivision by disclosing protected
6 information shall be guilty of a class A misdemeanor.

7 10. Information regarding any holder of a concealed carry
8 permit, or a concealed carry endorsement issued prior to August
9 28, 2013, is a closed record. No bulk download or batch data
10 shall be distributed to any federal, state, or private entity,
11 except to MoSMART or a designee thereof. Any state agency that
12 has retained any documents or records, including fingerprint
13 records provided by an applicant for a concealed carry
14 endorsement prior to August 28, 2013, shall destroy such
15 documents or records, upon successful issuance of a permit.

16 11. For processing an application for a concealed carry
17 permit pursuant to sections 571.101 to 571.121, the sheriff in
18 each county shall charge a nonrefundable fee not to exceed one
19 hundred dollars which shall be paid to the treasury of the county
20 to the credit of the sheriff's revolving fund. This fee shall
21 include the cost to reimburse the Missouri state highway patrol
22 for the costs of fingerprinting and criminal background checks.
23 An additional fee shall be added to each credit card, debit card,
24 or other electronic transaction equal to the charge paid by the
25 state or the applicant for the use of the credit card, debit
26 card, or other electronic payment method by the applicant.

27 12. For processing a renewal for a concealed carry permit
28 pursuant to sections 571.101 to 571.121, the sheriff in each

1 county shall charge a nonrefundable fee not to exceed fifty
2 dollars which shall be paid to the treasury of the county to the
3 credit of the sheriff's revolving fund.

4 13. For the purposes of sections 571.101 to 571.121, the
5 term "sheriff" shall include the sheriff of any county or city
6 not within a county or his or her designee and in counties of the
7 first classification the sheriff may designate the chief of
8 police of any city, town, or municipality within such county.

9 14. For the purposes of this chapter, "concealed carry
10 permit" shall include any concealed carry endorsement issued by
11 the department of revenue before January 1, 2014, and any
12 concealed carry document issued by any sheriff or under the
13 authority of any sheriff after December 31, 2013.

14 571.104. 1. A concealed carry endorsement issued prior to
15 August 28, 2013, shall be suspended or revoked if the concealed
16 carry endorsement holder becomes ineligible for such endorsement
17 under the criteria established in subdivisions (3), (4), (5),
18 (8), and (11) of subsection 2 of section 571.101 or upon the
19 issuance of a valid full order of protection. The following
20 procedures shall be followed:

21 (1) When a valid full order of protection, or any arrest
22 warrant, discharge, or commitment for the reasons listed in
23 subdivision (3), (4), (5), (8), or (11) of subsection 2 of
24 section 571.101, is issued against a person holding a concealed
25 carry endorsement issued prior to August 28, 2013, upon
26 notification of said order, warrant, discharge or commitment or
27 upon an order of a court of competent jurisdiction in a criminal
28 proceeding, a commitment proceeding or a full order of protection

1 proceeding ruling that a person holding a concealed carry
2 endorsement presents a risk of harm to themselves or others, then
3 upon notification of such order, the holder of the concealed
4 carry endorsement shall surrender the driver's license or
5 nondriver's license containing the concealed carry endorsement to
6 the court, officer, or other official serving the order, warrant,
7 discharge, or commitment. The official to whom the driver's
8 license or nondriver's license containing the concealed carry
9 endorsement is surrendered shall issue a receipt to the licensee
10 for the license upon a form, approved by the director of revenue,
11 that serves as a driver's license or a nondriver's license and
12 clearly states the concealed carry endorsement has been
13 suspended. The official shall then transmit the driver's license
14 or a nondriver's license containing the concealed carry
15 endorsement to the circuit court of the county issuing the order,
16 warrant, discharge, or commitment. The concealed carry
17 endorsement issued prior to August 28, 2013, shall be suspended
18 until the order is terminated or until the arrest results in a
19 dismissal of all charges. The official to whom the endorsement
20 is surrendered shall administratively suspend the endorsement in
21 the concealed carry permit system established under subsection 5
22 of section 650.350 until such time as the order is terminated or
23 until the charges are dismissed. Upon dismissal, the court
24 holding the driver's license or nondriver's license containing
25 the concealed carry endorsement shall return such license to the
26 individual, and the official to whom the endorsement was
27 surrendered shall administratively return the endorsement to good
28 standing within the concealed carry permit system.

1 (2) Any conviction, discharge, or commitment specified in
2 sections 571.101 to 571.121 shall result in a revocation. Upon
3 conviction, the court shall forward a notice of conviction or
4 action and the driver's license or nondriver's license with the
5 concealed carry endorsement to the department of revenue. The
6 department of revenue shall notify the sheriff of the county
7 which issued the certificate of qualification for a concealed
8 carry endorsement. The sheriff who issued the certificate of
9 qualification prior to August 28, 2013, shall report the change
10 in status of the endorsement to the concealed carry permit system
11 established under subsection 5 of section 650.350. The director
12 of revenue shall immediately remove the endorsement issued prior
13 to August 28, 2013, from the individual's driving record within
14 three days of the receipt of the notice from the court. The
15 director of revenue shall notify the licensee that he or she must
16 apply for a new license pursuant to chapter 302 which does not
17 contain such endorsement. This requirement does not affect the
18 driving privileges of the licensee. The notice issued by the
19 department of revenue shall be mailed to the last known address
20 shown on the individual's driving record. The notice is deemed
21 received three days after mailing.

22 2. A concealed carry permit issued pursuant to sections
23 571.101 to 571.121 after August 28, 2013, shall be suspended or
24 revoked if the concealed carry permit holder becomes ineligible
25 for such permit or endorsement under the criteria established in
26 subdivisions (3), (4), (5), (8), and (11) of subsection 2 of
27 section 571.101 or upon the issuance of a valid full order of
28 protection. The following procedures shall be followed:

1 (1) When a valid full order of protection or any arrest
2 warrant, discharge, or commitment for the reasons listed in
3 subdivision (3), (4), (5), (8), or (11) of subsection 2 of
4 section 571.101 is issued against a person holding a concealed
5 carry permit, upon notification of said order, warrant,
6 discharge, or commitment or upon an order of a court of competent
7 jurisdiction in a criminal proceeding, a commitment proceeding,
8 or a full order of protection proceeding ruling that a person
9 holding a concealed carry permit presents a risk of harm to
10 themselves or others, then upon notification of such order, the
11 holder of the concealed carry permit shall surrender the permit
12 to the court, officer, or other official serving the order,
13 warrant, discharge, or commitment. The permit shall be suspended
14 until the order is terminated or until the arrest results in a
15 dismissal of all charges. The official to whom the permit is
16 surrendered shall administratively suspend the permit in the
17 concealed carry permit system until the order is terminated or
18 the charges are dismissed. Upon dismissal, the court holding the
19 permit shall return such permit to the individual and the
20 official to whom the permit was surrendered shall
21 administratively return the permit to good standing within the
22 concealed carry permit system;

23 (2) Any conviction, discharge, or commitment specified in
24 sections 571.101 to 571.121 shall result in a revocation. Upon
25 conviction, the court shall forward a notice of conviction or
26 action and the permit to the issuing county sheriff. The sheriff
27 who issued the concealed carry permit shall report the change in
28 status of the concealed carry permit to the concealed carry

1 permit system.

2 3. A concealed carry permit shall be renewed for a
3 qualified applicant upon receipt of the properly completed
4 renewal application and the required renewal fee by the sheriff
5 of the county of the applicant's residence. The renewal
6 application shall contain the same required information as set
7 forth in subsection 3 of section 571.101, except that in lieu of
8 the fingerprint requirement of subsection 5 of section 571.101
9 and the firearms safety training, the applicant need only display
10 his or her current concealed carry permit. A name-based inquiry
11 of the National Instant Criminal Background Check System shall be
12 completed for each renewal application. The sheriff shall review
13 the results of the report from the National Instant Criminal
14 Background Check System, and when the sheriff has determined the
15 applicant has successfully completed all renewal requirements and
16 is not disqualified under any provision of section 571.101, the
17 sheriff shall issue a new concealed carry permit which contains
18 the date such permit was renewed. The process for renewing a
19 concealed carry endorsement issued prior to August 28, 2013,
20 shall be the same as the process for renewing a permit, except
21 that in lieu of the fingerprint requirement of subsection 5 of
22 section 571.101 and the firearms safety training, the applicant
23 need only display his or her current driver's license or
24 nondriver's license containing an endorsement. Upon successful
25 completion of all renewal requirements, the sheriff shall issue a
26 new concealed carry permit as provided under this subsection.

27 4. A person who has been issued a concealed carry permit,
28 or a certificate of qualification for a concealed carry

1 endorsement prior to August 28, 2013, who fails to file a renewal
2 application for a concealed carry permit on or before its
3 expiration date must pay an additional late fee of ten dollars
4 per month for each month it is expired for up to six months.
5 After six months, the sheriff who issued the expired concealed
6 carry permit or certificate of qualification shall notify the
7 concealed carry permit system that such permit is expired and
8 cancelled. If the person has a concealed carry endorsement
9 issued prior to August 28, 2013, the sheriff who issued the
10 certificate of qualification for the endorsement shall notify the
11 director of revenue that such certificate is expired regardless
12 of whether the endorsement holder has applied for a concealed
13 carry permit under subsection 3 of this section. The director of
14 revenue shall immediately remove such endorsement from the
15 individual's driving record and notify the individual that his or
16 her driver's license or nondriver's license has expired. The
17 notice shall be conducted in the same manner as described in
18 subsection 1 of this section. Any person who has been issued a
19 concealed carry permit pursuant to sections 571.101 to 571.121,
20 or a concealed carry endorsement issued prior to August 28, 2013,
21 who fails to renew his or her application within the six-month
22 period must reapply for a new concealed carry permit and pay the
23 fee for a new application.

24 5. Any person issued a concealed carry permit pursuant to
25 sections 571.101 to 571.121, or a concealed carry endorsement
26 issued prior to August 28, 2013, shall notify the sheriff of the
27 new jurisdiction of the permit or endorsement holder's change of
28 residence within thirty days after the changing of a permanent

1 residence to a location outside the county of permit issuance.
2 The permit or endorsement holder shall furnish proof to the
3 sheriff in the new jurisdiction that the permit or endorsement
4 holder has changed his or her residence. The sheriff in the new
5 jurisdiction shall notify the sheriff in the old jurisdiction of
6 the permit holder's change of address and the sheriff in the old
7 jurisdiction shall transfer any information on file for the
8 permit holder to the sheriff in the new jurisdiction within
9 thirty days. The sheriff of the new jurisdiction may charge a
10 processing fee of not more than ten dollars for any costs
11 associated with notification of a change in residence. The
12 sheriff shall report the residence change to the concealed carry
13 permit system, take possession and destroy the old permit, and
14 then issue a new permit to the permit holder. The new address
15 shall be accessible by the concealed carry permit system within
16 three days of receipt of the information. If the person has a
17 concealed carry endorsement issued prior to August 28, 2013, the
18 endorsement holder shall also furnish proof to the department of
19 revenue of his or her residence change. In such cases, the
20 change of residence shall be made by the department of revenue
21 onto the individual's driving record.

22 6. Any person issued a concealed carry permit pursuant to
23 sections 571.101 to 571.121, or a concealed carry endorsement
24 issued prior to August 28, 2013, shall notify the sheriff or his
25 or her designee of the permit or endorsement holder's county or
26 city of residence within seven days after actual knowledge of the
27 loss or destruction of his or her permit or driver's license or
28 nondriver's license containing a concealed carry endorsement.

1 The permit or endorsement holder shall furnish a statement to the
2 sheriff that the permit or driver's license or nondriver's
3 license containing the concealed carry endorsement has been lost
4 or destroyed. After notification of the loss or destruction of a
5 permit or driver's license or nondriver's license containing a
6 concealed carry endorsement, the sheriff may charge a processing
7 fee of ten dollars for costs associated with replacing a lost or
8 destroyed permit or driver's license or nondriver's license
9 containing a concealed carry endorsement and shall reissue a new
10 concealed carry permit within three working days of being
11 notified by the concealed carry permit or endorsement holder of
12 its loss or destruction. The new concealed carry permit shall
13 contain the same personal information, including expiration date,
14 as the original concealed carry permit.

15 7. If a person issued a concealed carry permit, or
16 endorsement issued prior to August 28, 2013, changes his or her
17 name, the person to whom the permit or endorsement was issued
18 shall obtain a corrected or new concealed carry permit with a
19 change of name from the sheriff who issued the original concealed
20 carry permit or the original certificate of qualification for an
21 endorsement upon the sheriff's verification of the name change.
22 The sheriff may charge a processing fee of not more than ten
23 dollars for any costs associated with obtaining a corrected or
24 new concealed carry permit. The permit or endorsement holder
25 shall furnish proof of the name change to the sheriff within
26 thirty days of changing his or her name and display his or her
27 concealed carry permit or current driver's license or nondriver's
28 license containing a concealed carry endorsement. The sheriff

1 shall report the name change to the concealed carry permit
2 system, and the new name shall be accessible by the concealed
3 carry permit system within three days of receipt of the
4 information.

5 8. The person with a concealed carry permit, or endorsement
6 issued prior to August 28, 2013, shall notify the sheriff of a
7 name or address change within thirty days of the change. A
8 concealed carry permit and, if applicable, endorsement shall be
9 automatically invalid after one hundred eighty days if the permit
10 or endorsement holder has changed his or her name or changed his
11 or her residence and not notified the sheriff as required in
12 subsections 5 and 7 of this section. The sheriff shall assess a
13 late penalty of ten dollars per month for each month, up to six
14 months and not to exceed sixty dollars, for the failure to notify
15 the sheriff of the change of name or address within thirty days.

16 9. Notwithstanding any provision of this section to the
17 contrary, if a concealed carry permit, or endorsement issued
18 prior to August 28, 2013, expires while the person issued the
19 permit or endorsement is on active duty in the armed forces, on
20 active state duty, full-time National Guard duty under Title 32,
21 or active duty under Title 10 with the National Guard, or is
22 physically incapacitated due to an injury incurred while in the
23 services of the National Guard or armed forces, the permit shall
24 be renewed if the person completes the renewal requirements under
25 subsection 3 of this section within two months of returning to
26 Missouri after discharge from such duty or recovery from such
27 incapacitation. Once the two-month period has expired, the
28 provisions of subsection 4 of this section shall apply except the

1 penalties shall begin to accrue upon the expiration of the two-
2 month period described in this subsection rather than on the
3 expiration date of the permit or endorsement.

4 571.111. 1. An applicant for a concealed carry permit
5 shall demonstrate knowledge of firearms safety training. This
6 requirement shall be fully satisfied if the applicant for a
7 concealed carry permit:

8 (1) Submits a photocopy of a certificate of firearms safety
9 training course completion, as defined in subsection 2 of this
10 section, signed by a qualified firearms safety instructor as
11 defined in subsection 5 of this section; or

12 (2) Submits a photocopy of a certificate that shows the
13 applicant completed a firearms safety course given by or under
14 the supervision of any state, county, municipal, or federal law
15 enforcement agency; or

16 (3) Is a qualified firearms safety instructor as defined in
17 subsection 5 of this section; or

18 (4) Submits proof that the applicant currently holds any
19 type of valid peace officer license issued under the requirements
20 of chapter 590; or

21 (5) Submits proof that the applicant is currently allowed
22 to carry firearms in accordance with the certification
23 requirements of section 217.710; or

24 (6) Submits proof that the applicant is currently certified
25 as any class of corrections officer by the Missouri department of
26 corrections and has passed at least one eight-hour firearms
27 training course, approved by the director of the Missouri
28 department of corrections under the authority granted to him or

1 her, that includes instruction on the justifiable use of force as
2 prescribed in chapter 563; or

3 (7) Submits a photocopy of a certificate of firearms safety
4 training course completion that was issued on August 27, 2011, or
5 earlier so long as the certificate met the requirements of
6 subsection 2 of this section that were in effect on the date it
7 was issued.

8 2. A certificate of firearms safety training course
9 completion may be issued to any applicant by any qualified
10 firearms safety instructor. On the certificate of course
11 completion the qualified firearms safety instructor shall affirm
12 that the individual receiving instruction has taken and passed a
13 firearms safety course of at least eight hours in length taught
14 by the instructor that included:

15 (1) Handgun safety in the classroom, at home, on the firing
16 range and while carrying the firearm;

17 (2) A physical demonstration performed by the applicant
18 that demonstrated his or her ability to safely load and unload
19 either a revolver or a semiautomatic pistol and demonstrated his
20 or her marksmanship with either firearm;

21 (3) The basic principles of marksmanship;

22 (4) Care and cleaning of concealable firearms;

23 (5) Safe storage of firearms at home;

24 (6) The requirements of this state for obtaining a
25 concealed carry permit from the sheriff of the individual's
26 county of residence;

27 (7) The laws relating to firearms as prescribed in this
28 chapter;

1 (8) The laws relating to the justifiable use of force as
2 prescribed in chapter 563;

3 (9) A live firing exercise of sufficient duration for each
4 applicant to fire either a revolver or a semiautomatic pistol,
5 from a standing position or its equivalent, a minimum of twenty
6 rounds from the handgun at a distance of seven yards from a B-27
7 silhouette target or an equivalent target;

8 (10) A live-fire test administered to the applicant while
9 the instructor was present of twenty rounds from either a
10 revolver or a semiautomatic pistol from a standing position or
11 its equivalent at a distance from a B-27 silhouette target, or an
12 equivalent target, of seven yards.

13 3. A certificate of firearms safety training course
14 completion may also be issued to an applicant who presents proof
15 to a qualified firearms safety instructor that the applicant has
16 passed a regular or online course on firearm safety conducted by
17 an instructor certified by the National Rifle Association that is
18 at least one hour in length and who also passes the requirements
19 of subdivisions (1), (2), (6), (7), (8), (9), and (10) of
20 subsection 2 of this section in a course, not restricted by a
21 period of hours, that is taught by a qualified firearms safety
22 instructor.

23 4. A qualified firearms safety instructor shall not give a
24 grade of passing to an applicant for a concealed carry permit
25 who:

26 (1) Does not follow the orders of the qualified firearms
27 instructor or cognizant range officer; or

28 (2) Handles a firearm in a manner that, in the judgment of

1 the qualified firearm safety instructor, poses a danger to the
2 applicant or to others; or

3 (3) During the live-fire testing portion of the course
4 fails to hit the silhouette portion of the targets with at least
5 fifteen rounds.

6 [4.] 5. Qualified firearms safety instructors who provide
7 firearms safety instruction to any person who applies for a
8 concealed carry permit shall:

9 (1) Make the applicant's course records available upon
10 request to the sheriff of the county in which the applicant
11 resides;

12 (2) Maintain all course records on students for a period of
13 no less than four years from course completion date; and

14 (3) Not have more than forty students per certified
15 instructor in the classroom portion of the course or more than
16 five students per range officer engaged in range firing.

17 [5.] 6. A firearms safety instructor shall be considered to
18 be a qualified firearms safety instructor by any sheriff issuing
19 a concealed carry permit pursuant to sections 571.101 to 571.121
20 if the instructor:

21 (1) Is a valid firearms safety instructor certified by the
22 National Rifle Association holding a rating as a personal
23 protection instructor or pistol marksmanship instructor; or

24 (2) Submits a photocopy of a notarized certificate from a
25 firearms safety instructor's course offered by a local, state, or
26 federal governmental agency; or

27 (3) Submits a photocopy of a notarized certificate from a
28 firearms safety instructor course approved by the department of

1 public safety; or

2 (4) Has successfully completed a firearms safety instructor
3 course given by or under the supervision of any state, county,
4 municipal, or federal law enforcement agency; or

5 (5) Is a certified police officer firearms safety
6 instructor.

7 [6.] 7. Any firearms safety instructor qualified under
8 subsection [5] 6 of this section may submit a copy of a training
9 instructor certificate, course outline bearing the notarized
10 signature of the instructor, and a recent photograph of the
11 instructor to the sheriff of the county in which the instructor
12 resides. The sheriff shall review the training instructor
13 certificate along with the course outline and verify the firearms
14 safety instructor is qualified and the course meets the
15 requirements provided under this section. If the sheriff
16 verifies the firearms safety instructor is qualified and the
17 course meets the requirements provided under this section, the
18 sheriff shall collect an annual registration fee of ten dollars
19 from each qualified instructor who chooses to submit such
20 information and submit the registration to the Missouri sheriff
21 methamphetamine relief taskforce. The Missouri sheriff
22 methamphetamine relief taskforce, or its designated agent, shall
23 create and maintain a statewide database of qualified
24 instructors. This information shall be a closed record except
25 for access by any sheriff. Firearms safety instructors may
26 register annually and the registration is only effective for the
27 calendar year in which the instructor registered. Any sheriff
28 may access the statewide database maintained by the Missouri

1 sheriff methamphetamine relief taskforce to verify the firearms
2 safety instructor is qualified and the course offered by the
3 instructor meets the requirements provided under this section.
4 Unless a sheriff has reason to believe otherwise, a sheriff shall
5 presume a firearms safety instructor is qualified to provide
6 firearms safety instruction in counties throughout the state
7 under this section if the instructor is registered on the
8 statewide database of qualified instructors.

9 [7.] 8. Any firearms safety instructor who knowingly
10 provides any sheriff with any false information concerning an
11 applicant's performance on any portion of the required training
12 and qualification shall be guilty of a class C misdemeanor. A
13 violation of the provisions of this section shall result in the
14 person being prohibited from instructing concealed carry permit
15 classes and issuing certificates.

16 571.126. Notwithstanding any other state law to the
17 contrary, no state agency shall disclose to the federal
18 government the statewide list of persons who have obtained a
19 concealed carry endorsement or permit, including Missouri
20 lifetime and extended concealed carry permits. Nothing in this
21 section shall be construed to restrict access to individual
22 records by any criminal justice agency authorized to access the
23 Missouri uniform law enforcement system.

24 571.205. 1. Upon request and payment of the required fee,
25 the sheriff shall issue a concealed carry permit that is valid
26 through the state of Missouri for the lifetime of the permit
27 holder to a Missouri resident who meets the requirements of
28 sections 571.205 to 571.230, known as a Missouri lifetime

1 concealed carry permit. A person may also request, and the
2 sheriff shall issue upon payment of the required fee, a concealed
3 carry permit that is valid through the state of Missouri for a
4 period of either ten years or twenty-five years from the date of
5 issuance or renewal to a Missouri resident who meets the
6 requirements of sections 571.205 to 571.230. Such permit shall
7 be known as a Missouri extended concealed carry permit. A person
8 issued a Missouri lifetime or extended concealed carry permit
9 shall be required to comply with the provisions of sections
10 571.205 to 571.230. If the applicant can show qualification as
11 provided by sections 571.205 to 571.230, the sheriff shall issue
12 a Missouri lifetime or extended concealed carry permit
13 authorizing the carrying of a concealed firearm on or about the
14 applicant's person or within a vehicle.

15 2. A Missouri lifetime or extended concealed carry permit
16 shall be suspended if the permit holder becomes a resident of
17 another state. The permit may be reactivated upon
18 reestablishment of Missouri residency if the applicant meets the
19 requirements of sections 571.205 to 571.230, and upon successful
20 completion of a name-based inquiry of the National Instant
21 Background Check System.

22 3. A Missouri lifetime or extended concealed carry permit
23 shall be issued by the sheriff or his or her designee of the
24 county or city in which the applicant resides, if the applicant:

25 (1) Is at least nineteen years of age, is a citizen or
26 permanent resident of the United States and has assumed residency
27 in this state, or is at least eighteen years of age and a member
28 of the United States Armed Forces or honorably discharged from

1 the United States Armed Forces, and is a citizen of the United
2 States and has assumed residency in this state;

3 (2) Has not pled guilty to or entered a plea of nolo
4 contendere or been convicted of a crime punishable by
5 imprisonment for a term exceeding one year under the laws of any
6 state or of the United States, other than a crime classified as a
7 misdemeanor under the laws of any state and punishable by a term
8 of imprisonment of two years or less that does not involve an
9 explosive weapon, firearm, firearm silencer, or gas gun;

10 (3) Has not been convicted of, pled guilty to or entered a
11 plea of nolo contendere to one or more misdemeanor offenses
12 involving crimes of violence within a five-year period
13 immediately preceding application for a Missouri lifetime or
14 extended concealed carry permit or if the applicant has not been
15 convicted of two or more misdemeanor offenses involving driving
16 while under the influence of intoxicating liquor or drugs or the
17 possession or abuse of a controlled substance within a five-year
18 period immediately preceding application for a Missouri lifetime
19 or extended concealed carry permit;

20 (4) Is not a fugitive from justice or currently charged in
21 an information or indictment with the commission of a crime
22 punishable by imprisonment for a term exceeding one year under
23 the laws of any state of the United States, other than a crime
24 classified as a misdemeanor under the laws of any state and
25 punishable by a term of imprisonment of two years or less that
26 does not involve an explosive weapon, firearm, firearm silencer,
27 or gas gun;

28 (5) Has not been discharged under dishonorable conditions

1 from the United States Armed Forces;

2 (6) Has not engaged in a pattern of behavior, documented in
3 public or closed records, that causes the sheriff to have a
4 reasonable belief that the applicant presents a danger to himself
5 or herself or others;

6 (7) Is not adjudged mentally incompetent at the time of
7 application or for five years prior to application, or has not
8 been committed to a mental health facility, as defined in section
9 632.005, or a similar institution located in another state
10 following a hearing at which the defendant was represented by
11 counsel or a representative;

12 (8) Submits a completed application for a permit as
13 described in subsection 4 of this section;

14 (9) Submits an affidavit attesting that the applicant
15 complies with the concealed carry safety training requirement
16 under subsections 1 and 2 of section 571.111;

17 (10) Is not the respondent of a valid full order of
18 protection which is still in effect;

19 (11) Is not otherwise prohibited from possessing a firearm
20 under section 571.070 or 18 U.S.C. Section 922(g).

21 4. The application for a Missouri lifetime or extended
22 concealed carry permit issued by the sheriff of the county of the
23 applicant's residence shall contain only the following
24 information:

25 (1) The applicant's name, address, telephone number,
26 gender, date and place of birth, and, if the applicant is not a
27 United States citizen, the applicant's country of citizenship and
28 any alien or admission number issued by the United States

1 Immigration and Customs Enforcement or any successor agency;

2 (2) An affirmation that the applicant has assumed residency
3 in Missouri and is a citizen or permanent resident of the United
4 States;

5 (3) An affirmation that the applicant is at least nineteen
6 years of age or is eighteen years of age or older and a member of
7 the United States Armed Forces or honorably discharged from the
8 United States Armed Forces;

9 (4) An affirmation that the applicant has not pled guilty
10 to or been convicted of a crime punishable by imprisonment for a
11 term exceeding one year under the laws of any state or of the
12 United States other than a crime classified as a misdemeanor
13 under the laws of any state and punishable by a term of
14 imprisonment of two years or less that does not involve an
15 explosive weapon, firearm, firearm silencer, or gas gun;

16 (5) An affirmation that the applicant has not been
17 convicted of, pled guilty to, or entered a plea of nolo
18 contendere to one or more misdemeanor offenses involving crimes
19 of violence within a five-year period immediately preceding
20 application for a permit or that the applicant has not been
21 convicted of two or more misdemeanor offenses involving driving
22 while under the influence of intoxicating liquor or drugs or the
23 possession or abuse of a controlled substance within a five-year
24 period immediately preceding application for a permit;

25 (6) An affirmation that the applicant is not a fugitive
26 from justice or currently charged in an information or indictment
27 with the commission of a crime punishable by imprisonment for a
28 term exceeding one year under the laws of any state or of the

1 United States other than a crime classified as a misdemeanor
2 under the laws of any state and punishable by a term of
3 imprisonment of two years or less that does not involve an
4 explosive weapon, firearm, firearm silencer, or gas gun;

5 (7) An affirmation that the applicant has not been
6 discharged under dishonorable conditions from the United States
7 Armed Forces;

8 (8) An affirmation that the applicant is not adjudged
9 mentally incompetent at the time of application or for five years
10 prior to application, or has not been committed to a mental
11 health facility, as defined in section 632.005, or a similar
12 institution located in another state, except that a person whose
13 release or discharge from a facility in this state under chapter
14 632, or a similar discharge from a facility in another state,
15 occurred more than five years ago without subsequent recommitment
16 may apply;

17 (9) An affirmation that the applicant has received firearms
18 safety training that meets the standards of applicant firearms
19 safety training defined in subsection 1 or 2 of section 571.111;

20 (10) An affirmation that the applicant, to the applicant's
21 best knowledge and belief, is not the respondent of a valid full
22 order of protection which is still in effect;

23 (11) A conspicuous warning that false statements made by
24 the applicant will result in prosecution for perjury under the
25 laws of the state of Missouri; and

26 (12) A government-issued photo identification. This
27 photograph shall not be included on the permit and shall only be
28 used to verify the person's identity for the issuance of a new

1 permit, issuance of a new permit due to change of name or
2 address, renewal of an extended permit, or for a lost or
3 destroyed permit, or reactivation under subsection 2 of this
4 section.

5 5. An application for a Missouri lifetime or extended
6 concealed carry permit shall be made to the sheriff of the county
7 in which the applicant resides. An application shall be filed in
8 writing, signed under oath and under the penalties of perjury,
9 and shall state whether the applicant complies with each of the
10 requirements specified in subsection 3 of this section. In
11 addition to the completed application, the applicant for a
12 Missouri lifetime or extended concealed carry permit shall also
13 submit the following:

14 (1) A photocopy of a firearms safety training certificate
15 of completion or other evidence of completion of a firearms
16 safety training course that meets the standards established in
17 subsection 1 or 2 of section 571.111; and

18 (2) A nonrefundable permit fee as provided by subsection 12
19 of this section.

20 6. (1) Before an application for a Missouri lifetime or
21 extended concealed carry permit is approved, the sheriff shall
22 make only such inquiries as he or she deems necessary into the
23 accuracy of the statements made in the application. The sheriff
24 may require that the applicant display a Missouri driver's
25 license or nondriver's license or military identification. No
26 biometric data shall be collected from the applicant. The
27 sheriff shall conduct an inquiry of the National Instant Criminal
28 Background Check System within three working days after

1 submission of the properly completed application for a Missouri
2 lifetime or extended concealed carry permit. Upon receipt of the
3 completed report from the National Instant Criminal Background
4 Check System, the sheriff shall examine the results and, if no
5 disqualifying information is identified, shall issue a Missouri
6 lifetime or extended concealed carry permit within three working
7 days.

8 (2) In the event the report from the National Instant
9 Criminal Background Check System and the response from the
10 Federal Bureau of Investigation national criminal history record
11 check prescribed by subdivision (1) of this subsection are not
12 completed within forty-five calendar days and no disqualifying
13 information concerning the applicant has otherwise come to the
14 sheriff's attention, the sheriff shall issue a provisional
15 permit, clearly designated on the certificate as such, which the
16 applicant shall sign in the presence of the sheriff or the
17 sheriff's designee. This permit, when carried with a valid
18 Missouri driver's or nondriver's license, shall permit the
19 applicant to exercise the same rights in accordance with the same
20 conditions as pertain to a Missouri lifetime or extended
21 concealed carry permit issued under this section, provided that
22 it shall not serve as an alternative to a national instant
23 criminal background check required by 18 U.S.C. Section 922(t).
24 The provisional permit shall remain valid until such time as the
25 sheriff either issues or denies the permit under subsection 7 or
26 8 of this section. The sheriff shall revoke a provisional permit
27 issued under this subsection within twenty-four hours of receipt
28 of any report that identifies a disqualifying record, and shall

1 notify the concealed carry permit system established under
2 subsection 5 of section 650.350. The revocation of a provisional
3 permit issued under this section shall be proscribed in a manner
4 consistent to the denial and review of an application under
5 subsection 7 of this section.

6 7. The sheriff may refuse to approve an application for a
7 Missouri lifetime or extended concealed carry permit if he or she
8 determines that any of the requirements specified in subsection 3
9 of this section have not been met, or if he or she has a
10 substantial and demonstrable reason to believe that the applicant
11 has rendered a false statement regarding any of the provisions of
12 sections 571.205 to 571.230. If the applicant is found to be
13 ineligible, the sheriff is required to deny the application, and
14 notify the applicant in writing, stating the grounds for denial
15 and informing the applicant of the right to submit, within thirty
16 days, any additional documentation relating to the grounds of the
17 denial. Upon receiving any additional documentation, the sheriff
18 shall reconsider his or her decision and inform the applicant
19 within thirty days of the result of the reconsideration. The
20 applicant shall further be informed in writing of the right to
21 appeal the denial under section 571.220. After two additional
22 reviews and denials by the sheriff, the person submitting the
23 application shall appeal the denial under section 571.220.

24 8. If the application is approved, the sheriff shall issue
25 a Missouri lifetime or extended concealed carry permit to the
26 applicant within a period not to exceed three working days after
27 his or her approval of the application. The applicant shall sign
28 the Missouri lifetime or extended concealed carry permit in the

1 presence of the sheriff or his or her designee.

2 9. The Missouri lifetime or extended concealed carry permit
3 shall specify only the following information:

4 (1) Name, address, date of birth, gender, height, weight,
5 color of hair, color of eyes, and signature of the permit holder;

6 (2) The signature of the sheriff issuing the permit;

7 (3) The date of issuance;

8 (4) A clear statement indicating that the permit is only
9 valid within the state of Missouri; and

10 (5) If the permit is a Missouri extended concealed carry
11 permit, the expiration date.

12
13 The permit shall be no larger than two and one-eighth inches wide
14 by three and three-eighths inches long and shall be of a uniform
15 style prescribed by the department of public safety. The permit
16 shall also be assigned a concealed carry permit system county
17 code and shall be stored in sequential number.

18 10. (1) The sheriff shall keep a record of all
19 applications for a Missouri lifetime or extended concealed carry
20 permit or a provisional permit and his or her action thereon.
21 Any record of an application that is incomplete or denied for any
22 reason shall be kept for a period not to exceed one year.

23 (2) The sheriff shall report the issuance of a Missouri
24 lifetime or extended concealed carry permit or provisional permit
25 to the concealed carry permit system. All information on any
26 such permit that is protected information on any driver's or
27 nondriver's license shall have the same personal protection for
28 purposes of sections 571.205 to 571.230. An applicant's status

1 as a holder of a Missouri lifetime or extended concealed carry
2 permit or provisional permit shall not be public information and
3 shall be considered personal protected information. Information
4 retained in the concealed carry permit system under this
5 subsection shall not be distributed to any federal, state, or
6 private entities and shall only be made available for a single
7 entry query of an individual in the event the individual is a
8 subject of interest in an active criminal investigation or is
9 arrested for a crime. A sheriff may access the concealed carry
10 permit system for administrative purposes to issue a permit,
11 verify the accuracy of permit holder information, change the name
12 or address of a permit holder, suspend or revoke a permit, cancel
13 an expired permit, or cancel a permit upon receipt of a certified
14 death certificate for the permit holder. Any person who violates
15 the provisions of this subdivision by disclosing protected
16 information shall be guilty of a class A misdemeanor.

17 11. Information regarding any holder of a Missouri lifetime
18 or extended concealed carry permit is a closed record. No bulk
19 download or batch data shall be distributed to any federal,
20 state, or private entity, except to MoSMART or a designee
21 thereof.

22 12. For processing an application, the sheriff in each
23 county shall charge a nonrefundable fee not to exceed:

24 (1) Two hundred dollars for a new Missouri extended
25 concealed carry permit that is valid for ten years from the date
26 of issuance or renewal;

27 (2) Two hundred fifty dollars for a new Missouri extended
28 concealed carry permit that is valid for twenty-five years from

1 the date of issuance or renewal;

2 (3) Fifty dollars for a renewal of a Missouri extended
3 concealed carry permit;

4 (4) Five hundred dollars for a Missouri lifetime concealed
5 carry permit, which shall be paid to the treasury of the county
6 to the credit of the sheriff's revolving fund.

7 571.210. 1. A Missouri lifetime or extended concealed
8 carry permit issued under sections 571.205 to 571.230 shall be
9 suspended or revoked if the Missouri lifetime or extended
10 concealed carry permit holder becomes ineligible for such permit
11 under the criteria established in subdivisions (2), (3), (4),
12 (5), (7), or (10) of subsection 3 of section 571.205. The
13 following procedures shall be followed:

14 (1) When a valid full order of protection or any arrest
15 warrant, discharge, or commitment for the reasons listed in
16 subdivision (2), (3), (4), (5), (7), or (10) of subsection 3 of
17 section 571.205 is issued against a person holding a Missouri
18 lifetime or extended concealed carry permit, upon notification of
19 said order, warrant, discharge, or commitment or upon an order of
20 a court of competent jurisdiction in a criminal proceeding, a
21 commitment proceeding, or a full order of protection proceeding
22 ruling that a person holding a Missouri lifetime or extended
23 concealed carry permit presents a risk of harm to themselves or
24 others, then upon notification of such order, the holder of the
25 Missouri lifetime or extended concealed carry permit shall
26 surrender the permit to the court, officer, or other official
27 -serving the order, warrant, discharge, or commitment. The permit
28 shall be suspended until the order is terminated or until the

1 arrest results in a dismissal of all charges. The official to
2 whom the permit is surrendered shall administratively suspend the
3 permit in the concealed carry permit system until the order is
4 terminated or the charges are dismissed. Upon dismissal, the
5 court holding the permit shall return such permit to the
6 individual and the official to whom the permit was surrendered
7 shall administratively return the permit to good standing within
8 the concealed carry permit system;

9 (2) Any conviction, discharge, or commitment specified in
10 sections 571.205 to 571.230 shall result in a revocation. Upon
11 conviction, the court shall forward a notice of conviction or
12 action and the permit to the issuing county sheriff. The sheriff
13 who issued the Missouri lifetime or extended concealed carry
14 permit shall report the change in status of the concealed carry
15 permit to the concealed carry permit system.

16 2. A Missouri lifetime or extended concealed carry permit
17 shall be reactivated for a qualified applicant upon receipt of
18 the properly completed application by the sheriff of the county
19 of the applicant's residence and in accordance with subsection 2
20 of section 571.205. A name-based inquiry of the National Instant
21 Criminal Background Check System shall be completed for each
22 reactivation application. The sheriff shall review the results
23 of the report from the National Instant Criminal Background Check
24 System, and when the sheriff has determined the applicant has
25 successfully completed all reactivation requirements and is not
26 disqualified under any provision of section 571.205, the sheriff
27 shall issue a new Missouri lifetime or extended concealed carry
28 permit, which contains the date such permit was reactivated.

1 3. Any person issued a Missouri lifetime or extended
2 concealed carry permit shall notify the sheriff or his or her
3 designee where the permit was issued within seven days after
4 actual knowledge of the loss or destruction of his or her permit.
5 The permit holder shall furnish a statement to the sheriff that
6 the permit has been lost or destroyed. After notification of the
7 loss or destruction of a permit, the sheriff may charge a
8 processing fee of ten dollars for costs associated with replacing
9 a lost or destroyed permit and shall reissue a new Missouri
10 lifetime or extended concealed carry permit within three working
11 days of being notified by the permit holder of its loss or
12 destruction. The new Missouri lifetime or extended concealed
13 carry permit shall contain the same personal information as the
14 original concealed carry permit.

15 4. If a person issued a Missouri lifetime or extended
16 concealed carry permit changes his or her name, the person to
17 whom the permit was issued shall obtain a corrected or new
18 Missouri lifetime or extended concealed carry permit with a
19 change of name from the sheriff who issued the Missouri lifetime
20 or extended concealed carry permit or upon the sheriff's
21 verification of the name change. The sheriff may charge a
22 processing fee of not more than ten dollars for any costs
23 associated with obtaining a corrected or new Missouri lifetime or
24 extended concealed carry permit. The permit holder shall furnish
25 proof of the name change to the sheriff within thirty days of
26 changing his or her name and display his or her Missouri lifetime
27 or extended concealed carry permit. The sheriff shall report the
28 name change to the concealed carry permit system, and the new

1 name shall be accessible by the concealed carry permit system
2 within three days of receipt of the information.

3 5. Any person issued a Missouri lifetime or extended
4 concealed carry permit shall notify the sheriff of the new
5 jurisdiction of the permit holder's change of residence within
6 thirty days after the changing of a permanent residence to a
7 location outside the county of permit issuance. The permit
8 holder shall furnish proof to the sheriff in the new jurisdiction
9 that the permit holder has changed his or her residence. The
10 sheriff shall report the residence change to the concealed carry
11 permit system, take possession and destroy the old permit, and
12 then issue a new permit to the permit holder. The new address
13 shall be accessible by the concealed carry permit system within
14 three days of receipt of the information.

15 6. A Missouri extended concealed carry permit shall be
16 renewed for a qualified applicant upon receipt of the properly
17 completed renewal application and payment of the required fee.
18 The renewal application shall contain the same required
19 information as set forth in subsection 3 of section 571.205,
20 except that in lieu of the firearms safety training, the
21 applicant need only display his or her current Missouri extended
22 concealed carry permit. A name-based inquiry of the National
23 Instant Criminal Background Check System shall be completed for
24 each renewal application. The sheriff shall review the results
25 of the report from the National Instant Criminal Background Check
26 System, and when the sheriff has determined the applicant has
27 successfully completed all renewal requirements and is not
28 disqualified under any provision of section 571.205, the sheriff

1 shall issue a new Missouri extended concealed carry permit which
2 contains the date such permit was renewed. Upon successful
3 completion of all renewal requirements, the sheriff shall issue a
4 new Missouri extended concealed carry permit as provided under
5 this subsection.

6 7. A person who has been issued a Missouri extended
7 concealed carry permit who fails to file a renewal application
8 for a Missouri extended concealed carry permit on or before its
9 expiration date shall pay an additional late fee of ten dollars
10 per month for each month it is expired for up to six months.
11 After six months, the sheriff who issued the expired Missouri
12 extended concealed carry permit shall notify the concealed carry
13 permit system that such permit is expired and cancelled. Any
14 person who has been issued a Missouri extended concealed carry
15 permit under sections 571.101 to 571.121 who fails to renew his
16 or her application within the six-month period shall reapply for
17 a concealed carry permit and pay the fee for a new application.

18 8. The sheriff of the county that issued the Missouri
19 lifetime or extended concealed carry permit shall conduct a
20 name-based inquiry of the National Instant Criminal Background
21 Check System once every five years from the date of issuance or
22 renewal of the permit. The sheriff shall review the results of
23 the report from the National Instant Criminal Background Check
24 System. If the sheriff determines the permit holder is
25 disqualified under any provision of section 571.205, the sheriff
26 shall revoke the Missouri lifetime or extended concealed carry
27 permit and shall report the revocation to the concealed carry
28 permit system.

1 571.215. 1. A Missouri lifetime or extended concealed
2 carry permit issued under sections 571.205 to 571.230 shall
3 authorize the person in whose name the permit is issued to carry
4 concealed firearms on or about his or her person or vehicle
5 throughout the state. No Missouri lifetime or extended concealed
6 carry permit shall authorize any person to carry concealed
7 firearms into:

8 (1) Any police, sheriff, or highway patrol office or
9 station without the consent of the chief law enforcement officer
10 in charge of that office or station. Possession of a firearm in
11 a vehicle on the premises of the office or station shall not be a
12 criminal offense so long as the firearm is not removed from the
13 vehicle or brandished while the vehicle is on the premises;

14 (2) Within twenty-five feet of any polling place on any
15 election day. Possession of a firearm in a vehicle on the
16 premises of the polling place shall not be a criminal offense so
17 long as the firearm is not removed from the vehicle or brandished
18 while the vehicle is on the premises;

19 (3) The facility of any adult or juvenile detention or
20 correctional institution, prison or jail. Possession of a
21 firearm in a vehicle on the premises of any adult, juvenile
22 detention, or correctional institution, prison or jail shall not
23 be a criminal offense so long as the firearm is not removed from
24 the vehicle or brandished while the vehicle is on the premises;

25 (4) Any courthouse solely occupied by the circuit,
26 appellate or supreme court, or any courtrooms, administrative
27 offices, libraries, or other rooms of any such court whether or
28 not such court solely occupies the building in question. This

1 subdivision shall also include, but not be limited to, any
2 juvenile, family, drug, or other court offices, any room or
3 office wherein any of the courts or offices listed in this
4 subdivision are temporarily conducting any business within the
5 jurisdiction of such courts or offices, and such other locations
6 in such manner as may be specified by supreme court rule under
7 subdivision (6) of this subsection. Nothing in this subdivision
8 shall preclude those persons listed in subdivision (1) of
9 subsection 2 of section 571.030 while within their jurisdiction
10 and on duty, those persons listed in subdivisions (2), (4), and
11 (10) of subsection 2 of section 571.030, or such other persons
12 who serve in a law enforcement capacity for a court as may be
13 specified by supreme court rule under subdivision (6) of this
14 subsection from carrying a concealed firearm within any of the
15 areas described in this subdivision. Possession of a firearm in
16 a vehicle on the premises of any of the areas listed in this
17 subdivision shall not be a criminal offense so long as the
18 firearm is not removed from the vehicle or brandished while the
19 vehicle is on the premises;

20 (5) Any meeting of the governing body of a unit of local
21 government, or any meeting of the general assembly or a committee
22 of the general assembly, except that nothing in this subdivision
23 shall preclude a member of the body holding a valid Missouri
24 lifetime or extended concealed carry permit from carrying a
25 concealed firearm at a meeting of the body which he or she is a
26 member. Possession of a firearm in a vehicle on the premises
27 shall not be a criminal offense so long as the firearm is not
28 removed from the vehicle or brandished while the vehicle is on

1 the premises. Nothing in this subdivision shall preclude a
2 member of the general assembly, a full-time employee of the
3 general assembly employed under Section 17, Article III,
4 Constitution of Missouri, legislative employees of the general
5 assembly as determined under section 21.155, or statewide elected
6 officials and their employees, holding a valid Missouri lifetime
7 or extended concealed carry permit, from carrying a concealed
8 firearm in the state capitol building or at a meeting whether of
9 the full body of a house of the general assembly or a committee
10 thereof, that is held in the state capitol building;

11 (6) The general assembly, supreme court, county, or
12 municipality may by rule, administrative regulation, or ordinance
13 prohibit or limit the carrying of concealed firearms by permit
14 holders in that portion of a building owned, leased, or
15 controlled by that unit of government. Any portion of a building
16 in which the carrying of concealed firearms is prohibited or
17 limited shall be clearly identified by signs posted at the
18 entrance to the restricted area. The statute, rule, or ordinance
19 shall exempt any building used for public housing by private
20 persons, highways or rest areas, firing ranges, and private
21 dwellings owned, leased, or controlled by that unit of government
22 from any restriction on the carrying or possession of a firearm.
23 The statute, rule, or ordinance shall not specify any criminal
24 penalty for its violation but may specify that persons violating
25 the statute, rule, or ordinance may be denied entrance to the
26 building, ordered to leave the building and if employees of the
27 unit of government, be subjected to disciplinary measures for
28 violation of the provisions of the statute, rule, or ordinance.

1 The provisions of this subdivision shall not apply to any other
2 unit of government;

3 (7) Any establishment licensed to dispense intoxicating
4 liquor for consumption on the premises, which portion is
5 primarily devoted to that purpose, without the consent of the
6 owner or manager. The provisions of this subdivision shall not
7 apply to the licensee of said establishment. The provisions of
8 this subdivision shall not apply to any bona fide restaurant open
9 to the general public having dining facilities for not less than
10 fifty persons and that receives at least fifty-one percent of its
11 gross annual income from the dining facilities by the sale of
12 food. This subdivision does not prohibit the possession of a
13 firearm in a vehicle on the premises of the establishment and
14 shall not be a criminal offense so long as the firearm is not
15 removed from the vehicle or brandished while the vehicle is on
16 the premises. Nothing in this subdivision authorizes any
17 individual who has been issued a Missouri lifetime or extended
18 concealed carry permit to possess any firearm while intoxicated;

19 (8) Any area of an airport to which access is controlled by
20 the inspection of persons and property. Possession of a firearm
21 in a vehicle on the premises of the airport shall not be a
22 criminal offense so long as the firearm is not removed from the
23 vehicle or brandished while the vehicle is on the premises;

24 (9) Any place where the carrying of a firearm is prohibited
25 by federal law;

26 (10) Any higher education institution or elementary or
27 secondary school facility without the consent of the governing
28 body of the higher education institution or a school official or

1 the district school board, unless the person with the Missouri
2 lifetime or extended concealed carry permit is a teacher or
3 administrator of an elementary or secondary school who has been
4 designated by his or her school district as a school protection
5 officer and is carrying a firearm in a school within that
6 district, in which case no consent is required. Possession of a
7 firearm in a vehicle on the premises of any higher education
8 institution or elementary or secondary school facility shall not
9 be a criminal offense so long as the firearm is not removed from
10 the vehicle or brandished while the vehicle is on the premises;

11 (11) Any portion of a building used as a child care
12 facility without the consent of the manager. Nothing in this
13 subdivision shall prevent the operator of a child care facility
14 in a family home from owning or possessing a firearm or a
15 Missouri lifetime or extended concealed carry permit;

16 (12) Any riverboat gambling operation accessible by the
17 public without the consent of the owner or manager under rules
18 promulgated by the gaming commission. Possession of a firearm in
19 a vehicle on the premises of a riverboat gambling operation shall
20 not be a criminal offense so long as the firearm is not removed
21 from the vehicle or brandished while the vehicle is on the
22 premises;

23 (13) Any gated area of an amusement park. Possession of a
24 firearm in a vehicle on the premises of the amusement park shall
25 not be a criminal offense so long as the firearm is not removed
26 from the vehicle or brandished while the vehicle is on the
27 premises;

28 (14) Any church or other place of religious worship without

1 the consent of the minister or person or persons representing the
2 religious organization that exercises control over the place of
3 religious worship. Possession of a firearm in a vehicle on the
4 premises shall not be a criminal offense so long as the firearm
5 is not removed from the vehicle or brandished while the vehicle
6 is on the premises;

7 (15) Any private property whose owner has posted the
8 premises as being off-limits to concealed firearms by means of
9 one or more signs displayed in a conspicuous place of a minimum
10 size of eleven inches by fourteen inches with the writing thereon
11 in letters of not less than one inch. The owner, business or
12 commercial lessee, manager of a private business enterprise, or
13 any other organization, entity, or person may prohibit persons
14 holding a Missouri lifetime or extended concealed carry permit
15 from carrying concealed firearms on the premises and may prohibit
16 employees, not authorized by the employer, holding a Missouri
17 lifetime or extended concealed carry permit from carrying
18 concealed firearms on the property of the employer. If the
19 building or the premises are open to the public, the employer of
20 the business enterprise shall post signs on or about the premises
21 if carrying a concealed firearm is prohibited. Possession of a
22 firearm in a vehicle on the premises shall not be a criminal
23 offense so long as the firearm is not removed from the vehicle or
24 brandished while the vehicle is on the premises. An employer may
25 prohibit employees or other persons holding a Missouri lifetime
26 or extended concealed carry permit from carrying a concealed
27 firearm in vehicles owned by the employer;

28 (16) Any sports arena or stadium with a seating capacity of

1 five thousand or more. Possession of a firearm in a vehicle on
2 the premises shall not be a criminal offense so long as the
3 firearm is not removed from the vehicle or brandished while the
4 vehicle is on the premises;

5 (17) Any hospital accessible by the public. Possession of
6 a firearm in a vehicle on the premises of a hospital shall not be
7 a criminal offense so long as the firearm is not removed from the
8 vehicle or brandished while the vehicle is on the premises.

9 2. Carrying of a concealed firearm in a location specified
10 in subdivisions (1) to (17) of subsection 1 of this section by
11 any individual who holds a Missouri lifetime or extended
12 concealed carry permit shall not be a criminal act but may
13 subject the person to denial to the premises or removal from the
14 premises. If such person refuses to leave the premises and a
15 peace officer is summoned, such person may be issued a citation
16 for an amount not to exceed one hundred dollars for the first
17 offense. If a second citation for a similar violation occurs
18 within a six-month period, such person shall be fined an amount
19 not to exceed two hundred dollars and his or her permit to carry
20 concealed firearms shall be suspended for a period of one year.
21 If a third citation for a similar violation is issued within one
22 year of the first citation, such person shall be fined an amount
23 not to exceed five hundred dollars and shall have his or her
24 Missouri lifetime or extended concealed carry permit revoked and
25 such person shall not be eligible for a Missouri lifetime or
26 extended concealed carry permit or a concealed carry permit
27 issued under sections 571.101 to 571.121 for a period of three
28 years. Upon conviction of charges arising from a citation issued

1 under this subsection, the court shall notify the sheriff of the
2 county which issued the Missouri lifetime or extended concealed
3 carry permit. The sheriff shall suspend or revoke the Missouri
4 lifetime or extended concealed carry permit.

5 571.220. 1. In any case when the sheriff refuses to issue
6 a Missouri lifetime or extended concealed carry permit or to act
7 on an application for such permit, the denied applicant shall
8 have the right to appeal the denial within thirty days of
9 receiving written notice of the denial. Such appeals shall be
10 heard in small claims court as defined in section 482.300, and
11 the provisions of sections 482.300, 482.310, and 482.335 shall
12 apply to such appeals.

13 2. A denial of or refusal to act on an application for a
14 Missouri lifetime or extended concealed carry permit may be
15 appealed by filing with the clerk of the small claims court a
16 copy of the sheriff's written refusal and a form substantially
17 similar to the appeal form provided in this section. Appeal
18 forms shall be provided by the clerk of the small claims court
19 free of charge to any person:

20 SMALL CLAIMS COURT

21 In the Circuit Court of, Missouri
22, Denied Applicant

23)

24)

25 vs.) Case Number

26)

27)

28, Sheriff

1 Return Date

2 APPEAL OF A DENIAL OF A MISSOURI

3 LIFETIME OR EXTENDED CONCEALED CARRY PERMIT

4 The denied applicant states that his or her properly
5 completed application for a Missouri lifetime or extended
6 concealed carry permit was denied by the sheriff of
7 County, Missouri, without just cause. The denied applicant
8 affirms that all of the statements in the application are true.
9, Denied Applicant

10 3. The notice of appeal in a denial of a Missouri lifetime
11 or extended concealed carry permit appeal shall be made to the
12 sheriff in a manner and form determined by the small claims court
13 judge.

14 4. If at the hearing the person shows he or she is entitled
15 to the requested Missouri lifetime or extended concealed carry
16 permit, the court shall issue an appropriate order to cause the
17 issuance of the Missouri lifetime or extended concealed carry
18 permit. Costs shall not be assessed against the sheriff unless
19 the action of the sheriff is determined by the judge to be
20 arbitrary and capricious.

21 5. Any person aggrieved by any final judgment rendered by a
22 small claims court in a denial of a Missouri lifetime or extended
23 concealed carry permit appeal may have a right to trial de novo
24 as provided in sections 512.180 to 512.320.

25 571.225. 1. Any person who has knowledge that another
26 person, who was issued a Missouri lifetime or extended concealed
27 carry permit under sections 571.205 to 571.230, never was or no
28 longer is eligible for such permit under the criteria established

1 in sections 571.205 to 571.230 may file a petition with the clerk
2 of the small claims court to revoke that person's Missouri
3 lifetime or extended concealed carry permit. The petition shall
4 be in a form substantially similar to the petition for revocation
5 of a Missouri lifetime or extended concealed carry permit
6 provided in this section. Appeal forms shall be provided by the
7 clerk of the small claims court free of charge to any person:

8 SMALL CLAIMS COURT

9 In the Circuit Court ofMissouri

10, PLAINTIFF

11)

12)

13 vs.) Case Number

14)

15)

16, DEFENDANT,

17 Lifetime or Extended Carry Permit Holder

18, DEFENDANT,

19 Sheriff of Issuance

20 PETITION FOR REVOCATION OF A

21 MISSOURI LIFETIME OR EXTENDED CONCEALED CARRY PERMIT

22 Plaintiff states to the court that the defendant,,
23 has a Missouri lifetime or extended concealed carry permit issued
24 pursuant to sections 571.205 to 571.230, RSMo, and that the
25 defendant's Missouri lifetime or extended concealed carry permit
26 should now be revoked because the defendant either never was or
27 no longer is eligible for such a permit pursuant to the
28 provisions of sections 571.205 to 571.230, RSMo, specifically

1 plaintiff states that defendant,, never was or no
2 longer is eligible for such permit for one or more of the
3 following reasons:

4 (CHECK BELOW EACH REASON THAT APPLIES
5 TO THIS DEFENDANT)

6 Defendant is not at least nineteen years of age or at least
7 eighteen years of age and a member of the United States
8 Armed Forces or honorably discharged from the United States
9 Armed Forces.

10 Defendant is not a citizen or permanent resident of the
11 United States.

12 Defendant had not resided in this state prior to issuance of
13 the permit or is not a current resident of this state.

14 Defendant has pled guilty to or been convicted of a crime
15 punishable by imprisonment for a term exceeding two years
16 under the laws of any state or of the United States other
17 than a crime classified as a misdemeanor under the laws of
18 any state and punishable by a term of imprisonment of one
19 year or less that does not involve an explosive weapon,
20 firearm, firearm silencer, or gas gun.

21 Defendant has been convicted of, pled guilty to or entered a
22 plea of nolo contendere to one or more misdemeanor offenses
23 involving crimes of violence within a five-year period
24 immediately preceding application for a Missouri lifetime or
25 extended concealed carry permit issued pursuant to sections
26 571.205 to 571.230, RSMo, or the defendant has been
27 convicted of two or more misdemeanor offenses involving
28 driving while under the influence of intoxicating liquor or

1 drugs or the possession or abuse of a controlled substance
2 within a five-year period immediately preceding application
3 for a concealed carry permit issued pursuant to sections
4 571.205 to 571.230, RSMo.

5 Defendant is a fugitive from justice or currently charged in
6 an information or indictment with the commission of a crime
7 punishable by imprisonment for a term exceeding one year
8 under the laws of any state of the United States other than
9 a crime classified as a misdemeanor under the laws of any
10 state and punishable by a term of imprisonment of two years
11 or less that does not involve an explosive weapon, firearm,
12 firearm silencer, or gas gun. Defendant has been discharged
13 under dishonorable conditions from the United States Armed
14 Forces.

15 Defendant is reasonably believed by the sheriff to be a
16 danger to self or others based on previous, documented
17 pattern.

18 Defendant is adjudged mentally incompetent at the time of
19 application or for five years prior to application, or has
20 been committed to a mental health facility, as defined in
21 section 632.005 or a similar institution located in another
22 state, except that a person whose release or discharge from
23 a facility in this state pursuant to chapter 632, RSMo, or a
24 similar discharge from a facility in another state, occurred
25 more than five years ago without subsequent recommitment may
26 apply.

27 Defendant failed to submit a completed application for a
28 concealed carry permit issued pursuant to sections 571.205

1 to 571.230, RSMo.

2 Defendant failed to submit to or failed to clear the
3 required background check. (Note: This does not apply if the
4 defendant has submitted to a background check and been
5 issued a provisional permit pursuant to subdivision (2) of
6 subsection 6 of section 571.205, RSMo, and the results of
7 the background check are still pending.)

8 Defendant failed to submit an affidavit attesting that the
9 applicant complies with the concealed carry safety training
10 requirement pursuant to subsections 1 and 2 of section
11 571.111, RSMo.

12 Defendant is otherwise disqualified from possessing a
13 firearm pursuant to 18 U.S.C. Section 922(g) or section
14 571.070, RSMo, because (specify reason):

15 The plaintiff subject to penalty for perjury states that the
16 information contained in this petition is true and correct to the
17 best of the plaintiff's knowledge, is reasonably based upon the
18 petitioner's personal knowledge and is not primarily intended to
19 harass the defendant/respondent named herein.

20, PLAINTIFF

21 2. If at the hearing the plaintiff shows that the defendant
22 was not eligible for the Missouri lifetime or extended concealed
23 carry permit issued under sections 571.205 to 571.230 at the time
24 of issuance or renewal or is no longer eligible for a Missouri
25 lifetime or extended concealed carry permit the court shall issue
26 an appropriate order to cause the revocation of the Missouri
27 lifetime or extended concealed carry permit. Costs shall not be
28 assessed against the sheriff.

1 3. The finder of fact, in any action brought against a
2 permit holder under subsection 1 of this section, shall make
3 findings of fact and the court shall make conclusions of law
4 addressing the issues at dispute. If it is determined that the
5 plaintiff in such an action acted without justification or with
6 malice or primarily with an intent to harass the permit holder or
7 that there was no reasonable basis to bring the action, the court
8 shall order the plaintiff to pay the defendant/respondent all
9 reasonable costs incurred in defending the action including, but
10 not limited to, attorney's fees, deposition costs, and lost
11 wages. Once the court determines that the plaintiff is liable to
12 the defendant/respondent for costs and fees, the extent and type
13 of fees and costs to be awarded should be liberally calculated in
14 defendant/respondent's favor. Notwithstanding any other
15 provision of law, reasonable attorney's fees shall be presumed to
16 be at least one hundred fifty dollars per hour.

17 4. Any person aggrieved by any final judgment rendered by a
18 small claims court in a petition for revocation of a Missouri
19 lifetime or extended concealed carry permit may have a right to
20 trial de novo as provided in sections 512.180 to 512.320.

21 5. The office of the county sheriff or any employee or
22 agent of the county sheriff shall not be liable for damages in
23 any civil action arising from alleged wrongful or improper
24 granting, renewing, or failure to revoke a Missouri lifetime or
25 extended concealed carry permit issued under sections 571.205 to
26 571.230 so long as the sheriff acted in good faith.

27 571.230. Any person issued a Missouri lifetime or extended
28 concealed carry permit under sections 571.205 to 571.230, shall

