AN ACT

ENTITLED, An Act to allow legal residents of the United States to obtain a concealed pistol permit.

BE IT ENACTED BY THE LEGISLATURE OF THE STATE OF SOUTH DAKOTA:

Section 1. That § 23-7-7.1 be amended to read as follows:

23-7-7.1. A temporary permit to carry a concealed pistol shall be issued within five days of application to a person if the applicant:

(1) Is eighteen years of age or older;

(2) Has never pled guilty to, nolo contendere to, or been convicted of a felony or a crime of violence;

(3) Is not habitually in an intoxicated or drugged condition;

(4) Has no history of violence;

(5) Has not been found in the previous ten years to be a "danger to others" or a "danger to self" as defined in § 27A-1-1 or is not currently adjudged mentally incompetent;

(6) Has physically resided in and is a resident of the county where the application is being made for at least thirty days immediately preceding the date of the application;

(7) Has had no violations of chapter 23-7, 22-14, or 22-42 constituting a felony or misdemeanor in the five years preceding the date of application or is not currently charged under indictment or information for such an offense;

(8) Is a citizen or legal resident of the United States; and

(9) Is not a fugitive from justice.

A person denied a permit may appeal to the circuit court pursuant to chapter 1-26.

Section 2. That chapter 23-7 be amended by adding thereto a NEW SECTION to read as follows:

Notwithstanding the five day requirement provided in § 23-7-7.1, if the background investigation under § 23-7-7 requires an international criminal history check through INTERPOL, the sheriff shall

issue a temporary permit to carry a concealed pistol within three business days of receiving a response from INTERPOL if the applicant otherwise meets the requirements of § 23-7-7.1.

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I certify that the attached Act originated in the

HOUSE as Bill No. 1149

_____
Chief Clerk

Received at this Executive Office this _____ day of _____ ,

20____ at _____ M.

By _____
for the Governor

_____
Speaker of the House

The attached Act is hereby approved this _____ day of _____ , A.D., 20___

Attest:

_____
Chief Clerk

_____
Governor

_____
President of the Senate

STATE OF SOUTH DAKOTA,
ss.
Office of the Secretary of State

Attest:

Filed _____ , 20___
at _____ o'clock __ M.

_____
Secretary of the Senate

_____
Secretary of State

By _____
Asst. Secretary of State

House Bill No. 1149
File No. ____
Chapter No. _____