



## 2022 South Dakota Legislature

# House Bill 1065

Introduced by: **Representative** Kevin Jensen

1 **An Act to repeal references to nonresident holders of concealed pistol permits.**

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

3 **Section 1. That § 22-14-9.2 be REPEALED:**

4 Any person who is permitted to carry a concealed pistol in a state with which the  
5 secretary of state has entered into a reciprocity agreement pursuant to §§ 23-7-7.3, 23-  
6 7-7, 23-7-7.1, and 23-7-8 may carry a concealed pistol in this state if the permit holder  
7 carries the pistol in compliance with the laws of this state. Any violation of this section is  
8 a Class 1 misdemeanor.

9 **Section 2. That § 23-7-7 be AMENDED:**

10 **23-7-7.** A permit to carry a concealed pistol ~~shall~~must be issued to any person  
11 applicant by the sheriff of the county in which the applicant resides. The permit ~~shall~~must  
12 be valid throughout the state and ~~shall~~must be issued pursuant to § 23-7-7.1. For  
13 purposes of verifying the qualifications of an applicant, prior to issuing a permit, the sheriff  
14 shall execute, and the applicant shall pass, a background investigation, including a  
15 computer check of available on-line records and a check utilizing the National Instant  
16 Criminal Background Check System. The issuance of a permit to carry a concealed pistol  
17 under this chapter, ~~or the recognition of nonresident permits to carry a concealed pistol~~  
18 ~~under § 23-7-7.4,~~ does not impose a general prohibition on the ~~carry~~carrying of a pistol  
19 without a permit.

20 **Section 3. That § 23-7-7.4 be REPEALED:**

21 Any valid permit to carry a concealed pistol, issued to a nonresident of South  
22 Dakota, is valid in South Dakota according to the terms of its issuance in the state of its  
23 issue, but only to the extent that the terms of issuance comply with any appropriate South  
24 Dakota statute or promulgated rule. This section does not require a nonresident of this

- 1 ~~state who may lawfully possess a pistol to have a permit in order to carry a concealed~~
- 2 ~~pistol in this state.~~