

**23-7-53. Enhanced permit to carry concealed pistol--Application.**

An applicant must submit an application, to the sheriff of the county in which the applicant resides, for an optional enhanced permit to carry a concealed pistol. The application must include:

- (1) A copy of the applicant's fingerprints for submission to the Federal Bureau of Investigation, and any governmental agency or entity authorized to receive such information, for a state, national, and international criminal background check;
- (2) An authorization to run a fingerprint background check;
- (3) If the sheriff takes the fingerprints, the sheriff shall secure the fingerprints at no additional charge to the applicant; and
- (4) Proof that the applicant:
  - (a) Has successfully completed a qualifying handgun course as defined in § 23-7-58, within the preceding twelve months; or
  - (b) Is a current or former law enforcement officer and has, within the preceding twelve months, qualified or requalified on a certified shooting course administered by a firearms instructor approved by the Law Enforcement Officers Standards Commission.

The sheriff shall forward the copy of the applicant's fingerprints, the applicant's authorization for processing a criminal background check, and the payment for the criminal background check to the Division of Criminal Investigation for processing.

**Source:** SL 2015, ch 137, § 1; SL 2016, ch 131, § 2; SL 2018, ch 141, § 1, eff. Mar. 9, 2018; SL 2020, ch 94, § 1; SL 2021, ch 104, § 2; SL 2022, ch 70, § 3.

2 **23-7-56. Enhanced permit--Renewal--Requirements.**

A person who holds an enhanced permit to carry a concealed pistol may renew the permit through the sheriff of the county in which the person resides. The period for renewal begins one-hundred eighty days before the permit expires and ends thirty days after the permit expires.

In order to renew an enhanced permit a person shall:

- (1) Pass a criminal background check consisting of a computer check of available online records and a check utilizing the National Instant Criminal Background Check System; and
- (2) Present proof that:
  - (a) During the period for renewal, as set forth in this section, the person:
    - (i) Successfully completed the live fire component of a qualifying handgun course defined in § 23-7-58;
    - (ii) Received instruction regarding the use of force standards; and
    - (iii) Received instruction regarding relevant criminal statutory changes; or
  - (b) The person is a current or former law enforcement officer who, within the twelve-month period preceding the date of the expiration, qualified or requalified on a certified shooting course administered by a firearms instructor approved by the Law Enforcement Officers Standards Commission.

If a person fails to renew an enhanced permit to carry a concealed pistol during the period set forth in this section, the permit is deemed to be invalid. In order to obtain an enhanced permit thereafter, the person shall submit an application and meet all requirements set forth in § 23-7-53.

**Source:** SL 2015, ch 137, § 4; SL 2016, ch 131, § 3; SL 2017, ch 104, § 1, eff. Mar. 10, 2017; SL 2020, ch 96, § 2; SL 2021, ch 104, § 3; SL 2021, ch 105, § 1; SL 2022, ch 70, § 4; SL 2023, ch 74, § 1.

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Rep K. JENSEN



## 2024 South Dakota Legislature House Bill 1035

Introduced by: **Representative Jensen (Kevin)**

1 **An Act to extend the period of renewal for an enhanced permit to carry a concealed**  
2 **pistol.**

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

4 **Section 1. That § 23-7-56 be AMENDED:**

5 **23-7-56.** A person who holds an enhanced permit to carry a concealed pistol may  
6 renew the permit through the sheriff of the county in which the person resides. The period  
7 for renewal begins ~~one hundred eighty days~~ twelve months before the permit expires and  
8 ends thirty days after the permit expires.

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11 records and a check utilizing the National Instant Criminal Background Check  
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16 handgun course defined in § 23-7-58;

17 (ii) Received instruction regarding the use of force standards; and

18 (iii) Received instruction regarding relevant criminal statutory changes;

19 or

20 (b) The person is a current or former law enforcement officer who, within the  
21 twelve-month period preceding the date of the expiration, qualified or  
22 requalified on a certified shooting course administered by a firearms  
23 instructor approved by the Law Enforcement Officers Standards  
24 Commission.

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26 the period set forth in this section, the permit is deemed to be invalid. In order to obtain

- 1 an enhanced permit thereafter, the person shall submit an application and meet all
- 2 requirements set forth in § 23-7-53.