

State of South Dakota

NINETY-SECOND SESSION
LEGISLATIVE ASSEMBLY, 2017

846Y0603

HOUSE BILL NO. 1147

Introduced by: Representatives Brunner, Jensen (Kevin), and Marty and Senators Stalzer, Ewing, and Jensen (Phil)

1 FOR AN ACT ENTITLED, An Act to revise certain provisions regarding concealed carry
2 permits and to declare an emergency.

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

4 Section 1. That § 23-7-56 be amended to read:

5 23-7-56. The holder of the permit may renew the permit through the sheriff of the county
6 where the holder resides for a period beginning ninety days before the permit expires and ending
7 thirty days after expiration of the permit, if the holder pays the fifty dollar renewal fee and
8 passes a fingerprint background check and a National Instant Criminal Background Check
9 pursuant to § 23-7-54. If the holder of the enhanced permit to carry a concealed pistol does not
10 renew the permit within thirty days of expiration of the permit, the holder ~~must~~ shall reapply for
11 an enhanced permit to carry a concealed pistol pursuant to § 23-7-53. The renewal fee shall be
12 distributed fifty percent to the sheriff and fifty percent to the secretary of state to be used by the
13 secretary of state to administer the concealed carry program.

14 Section 2. That § 23-7-62 be amended to read:

15 23-7-62. The holder of the gold card permit to carry a concealed pistol may renew the permit



1 through the sheriff of the county where the holder resides, no earlier than ninety days prior to
2 the expiration of the permit. The holder shall pay a seventy dollar renewal fee and pass a
3 fingerprint background check and a National Instant Criminal Background Check pursuant to
4 § 23-7-61 prior to the renewal of the permit. The renewal fee shall be distributed as set forth in
5 subdivision 23-7-60(5).

6 Section 3. That chapter 23-8 be amended by adding a NEW SECTION to read:

7 For any person holding an enhanced concealed carry permit, issued from July 1, 2015, to
8 December 31, 2016, inclusive, an additional fingerprint background check and National Instant
9 Criminal Background Check may be conducted through the sheriff of the county in which the
10 person resides. The additional background check shall be conducted pursuant to § 23-7-54.
11 Following receipt of the confirmation that the person passed each criminal background check
12 pursuant to §§ 23-7-53 and 23-7-54, the sheriff shall submit an authorization to reissue the
13 person's enhanced concealed carry permit with the secretary of state. The permit shall be
14 reissued with a new issue date and with the original expiration date remaining the same.

15 Section 4. Whereas, this Act is necessary for the support of the state government and its
16 existing public institutions, an emergency is hereby declared to exist, and this Act shall be in
17 full force and effect from and after its passage and approval.