

State of South Dakota

SEVENTY-SIXTH SESSION LEGISLATIVE ASSEMBLY, 2001

670E0407

HOUSE BILL NO. 1090

Introduced by: Representatives Duniphan, Abdallah, Flowers, Hennies (Thomas), Jaspers, Konold, Peterson (Bill), Smidt, and Solum and Senators Albers, Apa, and Olson (Ed)

1 FOR AN ACT ENTITLED, An Act to provide for maintenance of and accessibility to concealed
2 pistol permit information by law enforcement.

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

4 Section 1. That § 23-7-8 be amended to read as follows:

5 23-7-8. The application for a permit to carry a concealed pistol shall be filed either
6 electronically or in triplicate on a form prescribed by the secretary of state. The application shall
7 require the applicant's complete name, address, occupation, place and date of birth, physical
8 description, a statement that the applicant has never pled guilty to, nolo contendere to, or been
9 convicted of a crime of violence, a statement that the information on the application is true and
10 correct, and the applicant's signature. ~~The~~ If filed in triplicate, the original shall be delivered to
11 the applicant as the temporary permit, the duplicate shall within seven days be sent by first class
12 mail to the secretary of state who shall issue the official permit, and the triplicate shall be
13 preserved for four years by the authority issuing the permit. If the application is filed
14 electronically, two copies shall be made and each shall be signed by the applicant. One copy shall

1 be delivered to the applicant as the temporary permit, and the other copy shall be preserved for
2 four years by the authority issuing the permit.

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

5 The secretary of state shall provide a copy of the official permit issued pursuant to § 23-7-8
6 to the Bureau of Information and Telecommunications. The Bureau of Information and
7 Telecommunications shall establish and maintain an electronic database accessible to law
8 enforcement officers twenty-four hours a day containing the information from the official
9 concealed pistol permits. By August 1, 2001, the secretary of state shall provide to the Bureau
10 of Information and Telecommunications in electronic form or otherwise information regarding
11 all existing official concealed pistol permits of which records are kept in the Office of the
12 Secretary of State. The Bureau of Information and Telecommunications shall include this
13 information in the electronic database created by this section.