

House _____ Amendment NO. _____

Offered By

1 AMEND House Committee Substitute for House Bill No. 859, Page 2, Section 50.535, Line 2, by
2 deleting the words "subsections 10 and 11" and inserting in lieu thereof the following: "[subsections]
3 subsection 10 [and 11]"; and

4
5 Further amend said page and section, line 11 by inserting an opening and closing bracket around the
6 words "or renewals" and

7
8 Further amend said page and section, line 25 by inserting an opening and closing bracket around the
9 words "and renewal" and

10
11 Further amend said section, Page 3, Line 35 by deleting the number "12" and inserting in lieu thereof
12 the words "[12] 11"; and

13
14 Further amend said section, Page 3, Line 41 by inserting after said line the following:

15 "302.181. 1. The license issued pursuant to the provisions of sections 302.010 to 302.340
16 shall be in such form as the director shall prescribe, but the license shall be a card made of plastic or
17 other comparable material. All licenses shall be manufactured of materials and processes that will
18 prohibit, as nearly as possible, the ability to reproduce, alter, counterfeit, forge, or duplicate any
19 license without ready detection. All licenses shall bear the licensee's Social Security number, if the
20 licensee has one, and if not, a notarized affidavit must be signed by the licensee stating that the
21 licensee does not possess a Social Security number, or, if applicable, a certified statement must be
22 submitted as provided in subsection 4 of this section. The license shall also bear the expiration date
23 of the license, the classification of the license, the name, date of birth, residence address including
24 the county of residence or a code number corresponding to such county established by the
25 department, and brief description and colored photograph or digitized image of the licensee, and a
26 facsimile of the signature of the licensee. The director shall provide by administrative rule the
27 procedure and format for a licensee to indicate on the back of the license together with the
28 designation for an anatomical gift as provided in section 194.240 the name and address of the person
29 designated pursuant to sections 404.800 to 404.865 as the licensee's attorney in fact for the purposes
30 of a durable power of attorney for health care decisions. No license shall be valid until it has been so
31 signed by the licensee. If any portion of the license is prepared by a private firm, any contract with
32 such firm shall be made in accordance with the competitive purchasing procedures as established by
33 the state director of the division of purchasing. For all licenses issued or renewed after March 1,
34 1992, the applicant's Social Security number shall serve as the applicant's license number. Where the
35 licensee has no Social Security number, or where the licensee is issued a license without a Social
36 Security number in accordance with subsection 4 of this section, the director shall issue a license
37 number for the licensee and such number shall also include an indicator showing that the number is

Action Taken _____ Date _____

1 not a Social Security number.

2 2. All film involved in the production of photographs for licenses shall become the property
3 of the department of revenue.

4 3. The license issued shall be carried at all times by the holder thereof while driving a motor
5 vehicle, and shall be displayed upon demand of any officer of the highway patrol, or any police
6 officer or peace officer, or any other duly authorized person, for inspection when demand is made
7 therefor. Failure of any operator of a motor vehicle to exhibit his or her license to any duly
8 authorized officer shall be presumptive evidence that such person is not a duly licensed operator.

9 4. The director of revenue shall issue a commercial or noncommercial driver's license
10 without a Social Security number to an applicant therefor, who is otherwise qualified to be licensed,
11 upon presentation to the director of a certified statement that the applicant objects to the display of
12 the Social Security number on the license. The director shall assign an identification number, that is
13 not based on a Social Security number, to the applicant which shall be displayed on the license in
14 lieu of the Social Security number.

15 5. The director of revenue shall not issue a license without a facial photograph or digital
16 image of the license applicant, except as provided pursuant to subsection 8 of this section. A
17 photograph or digital image of the applicant's full facial features shall be taken in a manner
18 prescribed by the director. No photograph or digital image will be taken wearing anything which
19 cloaks the facial features of the individual.

20 6. The department of revenue may issue a temporary license or a full license without the
21 photograph or with the last photograph or digital image in the department's records to members of
22 the Armed Forces, except that where such temporary license is issued it shall be valid only until the
23 applicant shall have had time to appear and have his or her picture taken and a license with his or her
24 photograph issued.

25 7. The department of revenue shall issue upon request a nondriver's license card containing
26 essentially the same information and photograph or digital image, except as provided pursuant to
27 subsection 8 of this section, as the driver's license upon payment of six dollars. All nondriver's
28 licenses shall expire on the applicant's birthday in the sixth year after issuance. A person who has
29 passed his or her seventieth birthday shall upon application be issued a nonexpiring nondriver's
30 license card. [Notwithstanding any other provision of this chapter, a nondriver's license containing a
31 concealed carry endorsement shall expire three years from the date the certificate of qualification
32 was issued pursuant to section 571.101.] The fee for nondriver's licenses issued for a period
33 exceeding three years is six dollars [or three dollars for nondriver's licenses issued for a period of
34 three years or less]. The nondriver's license card shall be used for identification purposes only and
35 shall not be valid as a license.

36 8. If otherwise eligible, an applicant may receive a driver's license or nondriver's license
37 without a photograph or digital image of the applicant's full facial features except that such
38 applicant's photograph or digital image shall be taken and maintained by the director and not printed
39 on such license.

40 In order to qualify for a license without a photograph or digital image pursuant to this section the
41 applicant must:

1 (1) Present a form provided by the department of revenue requesting the applicant's
2 photograph be omitted from the license or nondriver's license due to religious affiliations. The form
3 shall be signed by the applicant and another member of the religious tenant verifying the photograph
4 or digital image exemption on the license or nondriver's license is required as part of their religious
5 affiliation. The required signatures on the prescribed form shall be properly notarized;

6 (2) Provide satisfactory proof to the director that the applicant has been a [U.S.] United
7 States citizen for at least five years and a resident of this state for at least one year, except that an
8 applicant moving to this state possessing a valid driver's license from another state without a
9 photograph shall be exempt from the one-year state residency requirement. The director may
10 establish rules necessary to determine satisfactory proof of citizenship and residency pursuant to this
11 section;

12 (3) Applications for a driver's license or nondriver's license without a photograph or digital
13 image must be made in person at a license office determined by the director. The director is
14 authorized to limit the number of offices that may issue a driver's or nondriver's license without a
15 photograph or digital image pursuant to this section.

16 9. The department of revenue shall make available, at one or more locations within the state,
17 an opportunity for individuals to have their full facial photograph taken by an employee of the
18 department of revenue, or their designee, who is of the same sex as the individual being
19 photographed, in a segregated location.

20 10. Beginning July 1, 2005, the director shall not issue a driver's license or a nondriver's
21 license for a period that exceeds an applicant's lawful presence in the United States. The director
22 may, by rule or regulation, establish procedures to verify the lawful presence of the applicant and
23 establish the duration of any driver's license or nondriver's license issued under this section.

24 11. No rule or portion of a rule promulgated pursuant to the authority of this chapter shall
25 become effective unless it is promulgated pursuant to the provisions of chapter 536."; and

26
27 Further amend said bill, Page 7, Section 571.030, Line 151 by inserting after said line the following:

28 "571.101. 1. All applicants for concealed carry endorsements issued pursuant to subsection
29 7 of this section must satisfy the requirements of sections 571.101 to 571.121. If the said applicant
30 can show qualification as provided by sections 571.101 to 571.121, the county or city sheriff shall
31 issue a certificate of qualification for a concealed carry endorsement. Upon receipt of such
32 certificate, the certificate holder shall apply for a driver's license or nondriver's license with the
33 director of revenue in order to obtain a concealed carry endorsement. Any person who has been
34 issued a concealed carry endorsement on a driver's license or nondriver's license and such
35 endorsement or license has not been suspended, revoked, cancelled, or denied may carry concealed
36 firearms on or about his or her person or within a vehicle. A concealed carry endorsement shall be
37 valid for [a period of three years from the date of issuance or renewal] life unless it is suspended or
38 revoked. The concealed carry endorsement is valid throughout this state.

39 2. A certificate of qualification for a concealed carry endorsement issued pursuant to
40 subsection 7 of this section shall be issued by the sheriff or his or her designee of the county or city
41 in which the applicant resides, if the applicant:

- 1 (1) Is at least twenty-one years of age, is a citizen of the United States and either:
- 2 (a) Has assumed residency in this state; or
- 3 (b) Is a member of the Armed Forces stationed in Missouri, or the spouse of such member of
- 4 the military;
- 5 (2) Is at least twenty-one years of age, or is at least eighteen years of age and a member of
- 6 the United States Armed Forces or honorably discharged from the United States Armed Forces, and
- 7 is a citizen of the United States and either:
- 8 (a) Has assumed residency in this state;
- 9 (b) Is a member of the Armed Forces stationed in Missouri; or
- 10 (c) The spouse of such member of the military stationed in Missouri and twenty-one years of
- 11 age;
- 12 (3) Has not pled guilty to or entered a plea of nolo contendere or been convicted of a crime
- 13 punishable by imprisonment for a term exceeding one year under the laws of any state or of the
- 14 United States other than a crime classified as a misdemeanor under the laws of any state and
- 15 punishable by a term of imprisonment of one year or less that does not involve an explosive weapon,
- 16 firearm, firearm silencer or gas gun;
- 17 (4) Has not been convicted of, pled guilty to or entered a plea of nolo contendere to one or
- 18 more misdemeanor offenses involving crimes of violence within a five-year period immediately
- 19 preceding application for a certificate of qualification for a concealed carry endorsement or if the
- 20 applicant has not been convicted of two or more misdemeanor offenses involving driving while
- 21 under the influence of intoxicating liquor or drugs or the possession or abuse of a controlled
- 22 substance within a five-year period immediately preceding application for a certificate of
- 23 qualification for a concealed carry endorsement;
- 24 (5) Is not a fugitive from justice or currently charged in an information or indictment with
- 25 the commission of a crime punishable by imprisonment for a term exceeding one year under the laws
- 26 of any state of the United States other than a crime classified as a misdemeanor under the laws of any
- 27 state and punishable by a term of imprisonment of two years or less that does not involve an
- 28 explosive weapon, firearm, firearm silencer, or gas gun;
- 29 (6) Has not been discharged under dishonorable conditions from the United States Armed
- 30 Forces;
- 31 (7) Has not engaged in a pattern of behavior, documented in public records, that causes the
- 32 sheriff to have a reasonable belief that the applicant presents a danger to himself or others;
- 33 (8) Is not adjudged mentally incompetent at the time of application or for five years prior to
- 34 application, or has not been committed to a mental health facility, as defined in section 632.005, or a
- 35 similar institution located in another state following a hearing at which the defendant was
- 36 represented by counsel or a representative;
- 37 (9) Submits a completed application for a certificate of qualification as described in
- 38 subsection 3 of this section;
- 39 (10) Submits an affidavit attesting that the applicant complies with the concealed carry
- 40 safety training requirement pursuant to subsections 1 and 2 of section 571.111;
- 41 (11) Is not the respondent of a valid full order of protection which is still in effect.

1 3. The application for a certificate of qualification for a concealed carry endorsement issued
2 by the sheriff of the county of the applicant's residence shall contain only the following information:

3 (1) The applicant's name, address, telephone number, gender, and date and place of birth;

4 (2) An affirmation that the applicant has assumed residency in Missouri or is a member of
5 the Armed Forces stationed in Missouri or the spouse of such a member of the Armed Forces and is a
6 citizen of the United States;

7 (3) An affirmation that the applicant is at least twenty-one years of age or is eighteen years
8 of age or older and a member of the United States Armed Forces or honorably discharged from the
9 United States Armed Forces;

10 (4) An affirmation that the applicant has not pled guilty to or been convicted of a crime
11 punishable by imprisonment for a term exceeding one year under the laws of any state or of the
12 United States other than a crime classified as a misdemeanor under the laws of any state and
13 punishable by a term of imprisonment of one year or less that does not involve an explosive weapon,
14 firearm, firearm silencer, or gas gun;

15 (5) An affirmation that the applicant has not been convicted of, pled guilty to, or entered a
16 plea of nolo contendere to one or more misdemeanor offenses involving crimes of violence within a
17 five-year period immediately preceding application for a certificate of qualification to obtain a
18 concealed carry endorsement or if the applicant has not been convicted of two or more misdemeanor
19 offenses involving driving while under the influence of intoxicating liquor or drugs or the possession
20 or abuse of a controlled substance within a five-year period immediately preceding application for a
21 certificate of qualification to obtain a concealed carry endorsement;

22 (6) An affirmation that the applicant is not a fugitive from justice or currently charged in an
23 information or indictment with the commission of a crime punishable by imprisonment for a term
24 exceeding one year under the laws of any state or of the United States other than a crime classified as
25 a misdemeanor under the laws of any state and punishable by a term of imprisonment of two years or
26 less that does not involve an explosive weapon, firearm, firearm silencer or gas gun;

27 (7) An affirmation that the applicant has not been discharged under dishonorable conditions
28 from the United States Armed Forces;

29 (8) An affirmation that the applicant is not adjudged mentally incompetent at the time of
30 application or for five years prior to application, or has not been committed to a mental health
31 facility, as defined in section 632.005, or a similar institution located in another state, except that a
32 person whose release or discharge from a facility in this state pursuant to chapter 632, or a similar
33 discharge from a facility in another state, occurred more than five years ago without subsequent
34 recommitment may apply;

35 (9) An affirmation that the applicant has received firearms safety training that meets the
36 standards of applicant firearms safety training defined in subsection 1 or 2 of section 571.111;

37 (10) An affirmation that the applicant, to the applicant's best knowledge and belief, is not the
38 respondent of a valid full order of protection which is still in effect; and

39 (11) A conspicuous warning that false statements made by the applicant will result in
40 prosecution for perjury pursuant to the laws of the state of Missouri.

41 4. An application for a certificate of qualification for a concealed carry endorsement shall be

1 made to the sheriff of the county or any city not within a county in which the applicant resides. An
2 application shall be filed in writing, signed under oath and under the penalties of perjury, and shall
3 state whether the applicant complies with each of the requirements specified in subsection 2 of this
4 section. In addition to the completed application, the applicant for a certificate of qualification for a
5 concealed carry endorsement must also submit the following:

6 (1) A photocopy of a firearms safety training certificate of completion or other evidence of
7 completion of a firearms safety training course that meets the standards established in subsection 1 or
8 2 of section 571.111; and

9 (2) A nonrefundable certificate of qualification fee as provided by subsection 10 [or 11] of
10 this section.

11 5. Before an application for a certificate of qualification for a concealed carry endorsement
12 is approved, the sheriff shall make only such inquiries as he or she deems necessary into the accuracy
13 of the statements made in the application. The sheriff may require that the applicant display a
14 Missouri driver's license or nondriver's license or military identification and orders showing the
15 person being stationed in Missouri. In order to determine the applicant's suitability for a certificate
16 of qualification for a concealed carry endorsement, the applicant shall be fingerprinted. The sheriff
17 shall request a criminal background check through the appropriate law enforcement agency within
18 three working days after submission of the properly completed application for a certificate of
19 qualification for a concealed carry endorsement. If no disqualifying record is identified by the
20 fingerprint check at the state level, the fingerprints shall be forwarded to the Federal Bureau of
21 Investigation for a national criminal history record check. Upon receipt of the completed
22 background check, the sheriff shall issue a certificate of qualification for a concealed carry
23 endorsement within three working days. The sheriff shall issue the certificate within forty-five
24 calendar days if the criminal background check has not been received, provided that the sheriff shall
25 revoke any such certificate and endorsement within twenty-four hours of receipt of any background
26 check that results in a disqualifying record, and shall notify the department of revenue.

27 6. The sheriff may refuse to approve an application for a certificate of qualification for a
28 concealed carry endorsement if he or she determines that any of the requirements specified in
29 subsection 2 of this section have not been met, or if he or she has a substantial and demonstrable
30 reason to believe that the applicant has rendered a false statement regarding any of the provisions of
31 sections 571.101 to 571.121. If the applicant is found to be ineligible, the sheriff is required to deny
32 the application, and notify the applicant in writing, stating the grounds for denial and informing the
33 applicant of the right to submit, within thirty days, any additional documentation relating to the
34 grounds of the denial. Upon receiving any additional documentation, the sheriff shall reconsider his
35 or her decision and inform the applicant within thirty days of the result of the reconsideration. The
36 applicant shall further be informed in writing of the right to appeal the denial pursuant to subsections
37 2, 3, 4, and 5 of section 571.114. After two additional reviews and denials by the sheriff, the person
38 submitting the application shall appeal the denial pursuant to subsections 2, 3, 4, and 5 of section
39 571.114.

40 7. If the application is approved, the sheriff shall issue a certificate of qualification for a
41 concealed carry endorsement to the applicant within a period not to exceed three working days after

1 his or her approval of the application. The applicant shall sign the certificate of qualification in the
2 presence of the sheriff or his or her designee and shall within seven days of receipt of the certificate
3 of qualification take the certificate of qualification to the department of revenue. Upon verification
4 of the certificate of qualification and completion of a driver's license or nondriver's license
5 application pursuant to chapter 302, the director of revenue shall issue a new driver's license or
6 nondriver's license with an endorsement which identifies that the applicant has received a certificate
7 of qualification to carry concealed weapons issued pursuant to sections 571.101 to 571.121 if the
8 applicant is otherwise qualified to receive such driver's license or nondriver's license.

9 [Notwithstanding any other provision of chapter 302, a nondriver's license with a concealed carry
10 endorsement shall expire three years from the date the certificate of qualification was issued pursuant
11 to this section.] The requirements for the director of revenue to issue a concealed carry endorsement
12 pursuant to this subsection shall not be effective until July 1, 2004, and the certificate of qualification
13 issued by a county sheriff pursuant to subsection 1 of this section shall allow the person issued such
14 certificate to carry a concealed weapon pursuant to the requirements of subsection 1 of section
15 571.107 in lieu of the concealed carry endorsement issued by the director of revenue from October
16 11, 2003, until the concealed carry endorsement is issued by the director of revenue on or after July
17 1, 2004, unless such certificate of qualification has been suspended or revoked for cause.

18 8. The sheriff shall keep a record of all applications for a certificate of qualification for a
19 concealed carry endorsement and his or her action thereon. The sheriff shall report the issuance of a
20 certificate of qualification to the Missouri uniform law enforcement system. All information on any
21 such certificate that is protected information on any driver's or nondriver's license shall have the
22 same personal protection for purposes of sections 571.101 to 571.121. An applicant's status as a
23 holder of a certificate of qualification or a concealed carry endorsement shall not be public
24 information and shall be considered personal protected information. Any person who violates the
25 provisions of this subsection by disclosing protected information shall be guilty of a class A
26 misdemeanor.

27 9. Information regarding any holder of a certificate of qualification or a concealed carry
28 endorsement is a closed record.

29 10. For processing an application for a certificate of qualification for a concealed carry
30 endorsement pursuant to sections 571.101 to 571.121, the sheriff in each county shall charge a
31 nonrefundable fee not to exceed one hundred dollars which shall be paid to the treasury of the county
32 to the credit of the sheriff's revolving fund.

33 11. [For processing a renewal for a certificate of qualification for a concealed carry
34 endorsement pursuant to sections 571.101 to 571.121, the sheriff in each county shall charge a
35 nonrefundable fee not to exceed fifty dollars which shall be paid to the treasury of the county to the
36 credit of the sheriff's revolving fund.

37 12.] For the purposes of sections 571.101 to 571.121, the term "sheriff" shall include the
38 sheriff of any county or city not within a county or his or her designee and in counties of the first
39 classification the sheriff may designate the chief of police of any city, town, or municipality within
40 such county.

41 571.104. 1. (1) A concealed carry endorsement issued pursuant to sections 571.101 to

1 571.121 shall be suspended or revoked if the concealed carry endorsement holder becomes ineligible
2 for such concealed carry endorsement under the criteria established in subdivisions (2), (3), (4), (5),
3 and (7) of subsection 2 of section 571.101 or upon the issuance of a valid full order of protection.

4 (2) When a valid full order of protection, or any arrest warrant, discharge, or commitment
5 for the reasons listed in subdivision (2), (3), (4), (5), or (7) of subsection 2 of section 571.101, is
6 issued against a person holding a concealed carry endorsement issued pursuant to sections 571.101 to
7 571.121 upon notification of said order, warrant, discharge or commitment or upon an order of a
8 court of competent jurisdiction in a criminal proceeding, a commitment proceeding or a full order of
9 protection proceeding ruling that a person holding a concealed carry endorsement presents a risk of
10 harm to themselves or others, then upon notification of such order, the holder of the concealed carry
11 endorsement shall surrender the driver's license or nondriver's license containing the concealed carry
12 endorsement to the court, to the officer, or other official serving the order, warrant, discharge, or
13 commitment.

14 (3) The official to whom the driver's license or nondriver's license containing the concealed
15 carry endorsement is surrendered shall issue a receipt to the licensee for the license upon a form,
16 approved by the director of revenue, that serves as a driver's license or a nondriver's license and
17 clearly states the concealed carry endorsement has been suspended. The official shall then transmit
18 the driver's license or a nondriver's license containing the concealed carry endorsement to the circuit
19 court of the county issuing the order, warrant, discharge, or commitment. The concealed carry
20 endorsement issued pursuant to sections 571.101 to 571.121 shall be suspended until the order is
21 terminated or until the arrest results in a dismissal of all charges. Upon dismissal, the court holding
22 the driver's license or nondriver's license containing the concealed carry endorsement shall return it
23 to the individual.

24 (4) Any conviction, discharge, or commitment specified in sections 571.101 to 571.121 shall
25 result in a revocation. Upon conviction, the court shall forward a notice of conviction or action and
26 the driver's license or nondriver's license with the concealed carry endorsement to the department of
27 revenue. The department of revenue shall notify the sheriff of the county which issued the certificate
28 of qualification for a concealed carry endorsement and shall report the change in status of the
29 concealed carry endorsement to the Missouri uniform law enforcement system. The director of
30 revenue shall immediately remove the endorsement issued pursuant to sections 571.101 to 571.121
31 from the individual's driving record within three days of the receipt of the notice from the court. The
32 director of revenue shall notify the licensee that he or she must apply for a new license pursuant to
33 chapter 302 which does not contain such endorsement. This requirement does not affect the driving
34 privileges of the licensee. The notice issued by the department of revenue shall be mailed to the last
35 known address shown on the individual's driving record. The notice is deemed received three days
36 after mailing.

37 2. [A concealed carry endorsement shall be renewed for a qualified applicant upon receipt of
38 the properly completed renewal application and the required renewal fee by the sheriff of the county
39 of the applicant's residence. The renewal application shall contain the same required information as
40 set forth in subsection 3 of section 571.101, except that in lieu of the fingerprint requirement of
41 subsection 5 of section 571.101 and the firearms safety training, the applicant need only display his

1 or her current driver's license or nondriver's license containing a concealed carry endorsement. Upon
2 successful completion of all renewal requirements, the sheriff shall issue a certificate of qualification
3 which contains the date such certificate was renewed.

4 3. A person who has been issued a certificate of qualification for a concealed carry
5 endorsement who fails to file a renewal application on or before its expiration date must pay an
6 additional late fee of ten dollars per month for each month it is expired for up to six months. After
7 six months, the sheriff who issued the expired certificate shall notify the director of revenue that such
8 certificate is expired. The director of revenue shall immediately cancel the concealed carry
9 endorsement and remove such endorsement from the individual's driving record and notify the
10 individual of such cancellation. The notice of cancellation of the endorsement shall be conducted in
11 the same manner as described in subsection 1 of this section. Any person who has been issued a
12 certificate of qualification for a concealed carry endorsement pursuant to sections 571.101 to
13 571.121 who fails to renew his or her application within the six-month period must reapply for a new
14 certificate of qualification for a concealed carry endorsement and pay the fee for a new application.
15 The director of revenue shall not issue an endorsement on a renewed driver's license or renewed
16 nondriver's license unless the applicant for such license provides evidence that he or she has renewed
17 the certification of qualification for a concealed carry endorsement in the manner provided for such
18 renewal pursuant to sections 571.101 to 571.121.] If an applicant for renewal of a driver's license or
19 nondriver's license containing a concealed carry endorsement does not want to maintain the
20 concealed carry endorsement, the applicant shall inform the director at the time of license renewal of
21 his or her desire to remove the endorsement. When a driver's or nondriver's license applicant
22 informs the director of his or her desire to remove the concealed carry endorsement, the director
23 shall renew the driver's license or nondriver's license without the endorsement appearing on the
24 license if the applicant is otherwise qualified for such renewal.

25 [4.] 3. Any person issued a concealed carry endorsement pursuant to sections 571.101 to
26 571.121 shall notify the department of revenue and the sheriffs of both the old and new jurisdictions
27 of the endorsement holder's change of residence within thirty days after the changing of a permanent
28 residence. The endorsement holder shall furnish proof to the department of revenue and the sheriff
29 in the new jurisdiction that the endorsement holder has changed his or her residence. The sheriff of
30 the new jurisdiction may charge a processing fee of not more than ten dollars for any costs associated
31 with notification of a change in residence. The change of residence shall be made by the department
32 of revenue onto the individual's driving record and the new address shall be accessible by the
33 Missouri uniform law enforcement system within three days of receipt of the information.

34 [5.] 4. Any person issued a driver's license or nondriver's license containing a concealed
35 carry endorsement pursuant to sections 571.101 to 571.121 shall notify the sheriff or his or her
36 designee of the endorsement holder's county or city of residence within seven days after actual
37 knowledge of the loss or destruction of his or her driver's license or nondriver's license containing a
38 concealed carry endorsement. The endorsement holder shall furnish a statement to the sheriff that
39 the driver's license or nondriver's license containing the concealed carry endorsement has been lost
40 or destroyed. After notification of the loss or destruction of a driver's license or nondriver's license
41 containing a concealed carry endorsement, the sheriff shall reissue a new certificate of qualification

1 within three working days of being notified by the concealed carry endorsement holder of its loss or
2 destruction. The reissued certificate of qualification shall contain the same personal information,
3 including expiration date, as the original certificate of qualification. The applicant shall then take the
4 certificate to the department of revenue, and the department of revenue shall proceed on the
5 certificate in the same manner as provided in subsection 7 section 571.101. Upon application for a
6 license pursuant to chapter 302, the director of revenue shall issue a driver's license or nondriver's
7 license containing a concealed carry endorsement if the applicant is otherwise eligible to receive
8 such license.

9 [6.] 5. If a person issued a concealed carry endorsement changes his or her name, the person
10 to whom the endorsement was issued shall obtain a corrected certificate of qualification for a
11 concealed carry endorsement with a change of name from the sheriff who issued such certificate
12 upon the sheriff's verification of the name change. The sheriff may charge a processing fee of not
13 more than ten dollars for any costs associated with obtaining a corrected certificate of qualification.
14 The endorsement holder shall furnish proof of the name change to the department of revenue and the
15 sheriff within thirty days of changing his or her name and display his or her current driver's license
16 or nondriver's license containing a concealed carry endorsement. The endorsement holder shall
17 apply for a new driver's license or nondriver's license containing his or her new name. Such
18 application for a driver's license or nondriver's license shall be made pursuant to chapter 302. The
19 director of revenue shall issue a driver's license or nondriver's license with concealed carry
20 endorsement with the endorsement holder's new name if the applicant is otherwise eligible for such
21 license. The director of revenue shall take custody of the old driver's license or nondriver's license.
22 The name change shall be made by the department of revenue onto the individual's driving record
23 and the new name shall be accessible by the Missouri uniform law enforcement system within three
24 days of receipt of the information.

25 [7.] 6. A concealed carry endorsement shall be automatically invalid after thirty days if the
26 endorsement holder has changed his or her name or changed his or her residence and not notified the
27 department of revenue and sheriff of a change of name or residence as required in subsections 4 and
28 6 of this section.

29 571.117. 1. Any person who has knowledge that another person, who was issued a
30 certificate of qualification for a concealed carry endorsement pursuant to sections 571.101 to
31 571.121, never was or no longer is eligible for such endorsement under the criteria established in
32 sections 571.101 to 571.121 may file a petition with the clerk of the small claims court to revoke that
33 person's certificate of qualification for a concealed carry endorsement and such person's concealed
34 carry endorsement. The petition shall be in a form substantially similar to the petition for revocation
35 of concealed carry endorsement provided in this section. Appeal forms shall be provided by the
36 clerk of the small claims court free of charge to any person:

37 SMALL CLAIMS COURT

38 In the Circuit Court of, Missouri

39, PLAINTIFF

40)

41)

1 vs.) Case Number
2)
3, DEFENDANT,
4 Carry Endorsement Holder
5, DEFENDANT,
6 Sheriff of Issuance

7 PETITION FOR REVOCATION
8 OF CERTIFICATE OF QUALIFICATION
9 OR CONCEALED CARRY ENDORSEMENT

10 Plaintiff states to the court that the defendant,, has a certificate of qualification or a
11 concealed carry endorsement issued pursuant to sections 571.101 to 571.121, RSMo, and that the
12 defendant's certificate of qualification or concealed carry endorsement should now be revoked
13 because the defendant either never was or no longer is eligible for such a certificate or endorsement
14 pursuant to the provisions of sections 571.101 to 571.121, RSMo, specifically plaintiff states that
15 defendant,, never was or no longer is eligible for such certificate or endorsement for one or
16 more of the following reasons:

17 (CHECK BELOW EACH REASON
18 THAT APPLIES TO THIS DEFENDANT)

19 [] Defendant is not at least twenty-one years of age or at least eighteen years of age and a
20 member of the United States Armed Forces or honorably discharged from the United States Armed
21 Forces.

22 [] Defendant is not a citizen of the United States.

23 [] Defendant had not resided in this state prior to issuance of the permit and does not qualify
24 as a military member or spouse of a military member stationed in Missouri.

25 [] Defendant has pled guilty to or been convicted of a crime punishable by imprisonment for
26 a term exceeding one year under the laws of any state or of the United States other than a crime
27 classified as a misdemeanor under the laws of any state and punishable by a term of imprisonment of
28 one year or less that does not involve an explosive weapon, firearm, firearm silencer, or gas gun.

29 [] Defendant has been convicted of, pled guilty to or entered a plea of nolo contendere to one
30 or more misdemeanor offenses involving crimes of violence within a five-year period immediately
31 preceding application for a certificate of qualification or concealed carry endorsement issued
32 pursuant to sections 571.101 to 571.121, RSMo, or if the applicant has been convicted of two or
33 more misdemeanor offenses involving driving while under the influence of intoxicating liquor or
34 drugs or the possession or abuse of a controlled substance within a five-year period immediately
35 preceding application for a certificate of qualification or a concealed carry endorsement issued
36 pursuant to sections 571.101 to 571.121, RSMo.

37 [] Defendant is a fugitive from justice or currently charged in an information or indictment
38 with the commission of a crime punishable by imprisonment for a term exceeding one year under the
39 laws of any state of the United States other than a crime classified as a misdemeanor under the laws
40 of any state and punishable by a term of imprisonment of one year or less that does not involve an
41 explosive weapon, firearm, firearm silencer, or gas gun.

1 Defendant has been discharged under dishonorable conditions from the United States
2 Armed Forces.

3 Defendant is reasonably believed by the sheriff to be a danger to self or others based on
4 previous, documented pattern.

5 Defendant is adjudged mentally incompetent at the time of application or for five years
6 prior to application, or has been committed to a mental health facility, as defined in section 632.005,
7 RSMo, or a similar institution located in another state, except that a person whose release or
8 discharge from a facility in this state pursuant to chapter 632, RSMo, or a similar discharge from a
9 facility in another state, occurred more than five years ago without subsequent recommitment may
10 apply.

11 Defendant failed to submit a completed application for a certificate of qualification or
12 concealed carry endorsement issued pursuant to sections 571.101 to 571.121, RSMo.

13 Defendant failed to submit to or failed to clear the required background check.

14 Defendant failed to submit an affidavit attesting that the applicant complies with the
15 concealed carry safety training requirement pursuant to subsection 1 of section 571.111, RSMo.

16
17 The plaintiff subject to penalty for perjury states that the information contained in this petition is true
18 and correct to the best of the plaintiff's knowledge, is reasonably based upon the petitioner's personal
19 knowledge and is not primarily intended to harass the defendant/respondent named herein.

20
21, PLAINTIFF

22 2. If at the hearing the plaintiff shows that the defendant was not eligible for the certificate of
23 qualification or the concealed carry endorsement issued pursuant to sections 571.101 to 571.121 at
24 the time of issuance [or renewal] or is no longer eligible for a certificate of qualification or the
25 concealed carry endorsement issued pursuant to the provisions of sections 571.101 to 571.121, the
26 court shall issue an appropriate order to cause the revocation of the certificate of qualification or
27 concealed carry endorsement. Costs shall not be assessed against the sheriff.

28 3. The finder of fact, in any action brought against an endorsement holder pursuant to
29 subsection 1 of this section, shall make findings of fact and the court shall make conclusions of law
30 addressing the issues at dispute. If it is determined that the plaintiff in such an action acted without
31 justification or with malice or primarily with an intent to harass the endorsement holder or that there
32 was no reasonable basis to bring the action, the court shall order the plaintiff to pay the
33 defendant/respondent all reasonable costs incurred in defending the action including, but not limited
34 to, attorney's fees, deposition costs, and lost wages. Once the court determines that the plaintiff is
35 liable to the defendant/respondent for costs and fees, the extent and type of fees and costs to be
36 awarded should be liberally calculated in defendant/respondent's favor. Notwithstanding any other
37 provision of law, reasonable attorney's fees shall be presumed to be at least one hundred fifty dollars
38 per hour.

39 4. Any person aggrieved by any final judgment rendered by a small claims court in a petition
40 for revocation of a certificate of qualification or concealed carry endorsement may have a right to
41 trial de novo as provided in sections 512.180 to 512.320.

1 5. The office of the county sheriff or any employee or agent of the county sheriff shall not be
2 liable for damages in any civil action arising from alleged wrongful or improper granting, renewing,
3 or failure to revoke a certificate of qualification or a concealed carry endorsement issued pursuant to
4 sections 571.101 to 571.121, so long as the sheriff acted in good faith."; and
5
6 Further amend said bill by amending the title, enacting clause, and intersectional references
7 accordingly.