

# State of South Dakota

NINETY-THIRD SESSION  
LEGISLATIVE ASSEMBLY, 2018

169Z0589

## HOUSE BILL NO. 1083

Introduced by: Representatives Rhoden, Beal, Carson, Clark, Dennert, DiSanto, Glanzer, Goodwin, Gosch, Heinemann, Jensen (Kevin), Johnson, Kaiser, Karr, Kettwig, Latterell, Lesmeister, Livermont, May, Mills, Peterson (Kent), Schoenfish, Turbiville, and Wiese and Senators Otten (Ernie), Cammack, Cronin, Ewing, Klumb, Maher, Monroe, Netherton, Peters, Soholt, and Solano

1 FOR AN ACT ENTITLED, An Act to reduce certain fees for enhanced permits to carry a  
2 concealed pistol.

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

4 Section 1. That § 23-7-53 be amended to read:

5 23-7-53. An applicant may submit an application to the sheriff of the county in which the  
6 applicant resides for an optional enhanced permit to carry a concealed pistol. The application  
7 shall include:

8 (1) The application for the optional enhanced permit to carry a concealed pistol;

9 (2) A copy of the applicant's fingerprints for submission to the Federal Bureau of  
10 Investigation, and any governmental agency or entity authorized to receive such  
11 information, for a state, national, and international criminal history background  
12 check;

13 (3) An authorization to run a fingerprint background check;



1 (4) A separate payment for the cost of processing the fingerprint background check;

2 (5) A separate application fee of ~~one hundred~~ fifty dollars for the optional permit to carry  
3 a concealed pistol which shall be distributed fifty percent to the sheriff and fifty  
4 percent to the secretary of state to be used by the secretary of state to administer the  
5 concealed carry program; and

6 (6) Proof that the applicant has successfully completed a qualifying handgun course as  
7 defined in § 23-7-58 within the preceding twelve months or proof that the applicant  
8 is a current or former South Dakota law enforcement officer.

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

12 Section 2. That § 23-7-56 be amended to read:

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