

FIRST REGULAR SESSION

# HOUSE BILL NO. 328

## 103RD GENERAL ASSEMBLY

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INTRODUCED BY REPRESENTATIVE TAYLOR (48).

0467H.011

DANA RADEMAN MILLER, Chief Clerk

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### AN ACT

To repeal sections 70.441, 571.030, 571.101, 571.104, 571.107, 571.111, 571.117, 571.205, 571.215, 571.225, 577.703, and 577.712, RSMo, and to enact in lieu thereof thirteen new sections relating to concealed carry permits, with penalty provisions.

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*Be it enacted by the General Assembly of the state of Missouri, as follows:*

Section A. Sections 70.441, 571.030, 571.101, 571.104, 571.107, 571.111, 571.117, 2 571.205, 571.215, 571.225, 577.703, and 577.712, RSMo, are repealed and thirteen new 3 sections enacted in lieu thereof, to be known as sections 70.441, 571.030, 571.101, 571.104, 4 571.107, 571.111, 571.117, 571.128, 571.205, 571.215, 571.225, 577.703, and 577.712, to 5 read as follows:

70.441. 1. As used in this section, the following terms have the following meanings:

2 (1) "Agency", the bi-state development agency created by compact under section 3 70.370;

4 (2) "Conveyance" includes bus, paratransit vehicle, rapid transit car or train, 5 locomotive, or other vehicle used or held for use by the agency as a means of transportation of 6 passengers;

7 (3) "Facilities" includes all property and equipment, including, without limitation, 8 rights-of-way and related trackage, rails, signals, power, fuel, communication and ventilation 9 systems, power plants, stations, terminals, signage, storage yards, depots, repair and 10 maintenance shops, yards, offices, parking lots and other real estate or personal property used 11 or held for or incidental to the operation, rehabilitation or improvement of any public mass 12 transportation system of the agency;

EXPLANATION — Matter enclosed in bold-faced brackets **[thus]** in the above bill is not enacted and is intended to be omitted from the law. Matter in **bold-face** type in the above bill is proposed language.

13 (4) "Person", any individual, firm, copartnership, corporation, association or  
14 company; and

15 (5) "Sound production device" includes, but is not limited to, any radio receiver,  
16 phonograph, television receiver, musical instrument, tape recorder, cassette player, speaker  
17 device and any sound amplifier.

18 2. In interpreting or applying this section, the following provisions shall apply:

19 (1) Any act otherwise prohibited by this section is lawful if specifically authorized by  
20 agreement, permit, license or other writing duly signed by an authorized officer of the agency  
21 or if performed by an officer, employee or designated agent of the agency acting within the  
22 scope of his or her employment or agency;

23 (2) Rules shall apply with equal force to any person assisting, aiding or abetting  
24 another, including a minor, in any of the acts prohibited by the rules or assisting, aiding or  
25 abetting another in the avoidance of any of the requirements of the rules; and

26 (3) The singular shall mean and include the plural; the masculine gender shall mean  
27 the feminine and the neuter genders; and vice versa.

28 3. (1) No person shall use or enter upon the light rail conveyances of the agency  
29 without payment of the fare or other lawful charges established by the agency. Any person on  
30 any such conveyance must have properly validated fare media in his possession. This ticket  
31 must be valid to or from the station the passenger is using, and must have been used for entry  
32 for the trip then being taken;

33 (2) No person shall use any token, pass, badge, ticket, document, transfer, card or fare  
34 media to gain entry to the facilities or conveyances of, or make use of the services of, the  
35 agency, except as provided, authorized or sold by the agency and in accordance with any  
36 restriction on the use thereof imposed by the agency;

37 (3) No person shall enter upon parking lots designated by the agency as requiring  
38 payment to enter, either by electronic gate or parking meters, where the cost of such parking  
39 fee is visibly displayed at each location, without payment of such fees or other lawful charges  
40 established by the agency;

41 (4) Except for employees of the agency acting within the scope of their employment,  
42 no person shall sell, provide, copy, reproduce or produce, or create any version of any token,  
43 pass, badge, ticket, document, transfer, card or any other fare media or otherwise authorize  
44 access to or use of the facilities, conveyances or services of the agency without the written  
45 permission of an authorized representative of the agency;

46 (5) No person shall put or attempt to put any paper, article, instrument or item, other  
47 than a token, ticket, badge, coin, fare card, pass, transfer or other access authorization or other  
48 fare media issued by the agency and valid for the place, time and manner in which used, into

49 any fare box, pass reader, ticket vending machine, parking meter, parking gate or other fare  
50 collection instrument, receptacle, device, machine or location;

51 (6) Tokens, tickets, fare cards, badges, passes, transfers or other fare media that have  
52 been forged, counterfeited, imitated, altered or improperly transferred or that have been used  
53 in a manner inconsistent with this section shall be confiscated;

54 (7) No person may perform any act which would interfere with the provision of  
55 transit service or obstruct the flow of traffic on facilities or conveyances or which would in  
56 any way interfere or tend to interfere with the safe and efficient operation of the facilities or  
57 conveyances of the agency;

58 (8) All persons on or in any facility or conveyance of the agency shall:

59 (a) Comply with all lawful orders and directives of any agency employee acting  
60 within the scope of his employment;

61 (b) Obey any instructions on notices or signs duly posted on any agency facility or  
62 conveyance; and

63 (c) Provide accurate, complete and true information or documents requested by  
64 agency personnel acting within the scope of their employment and otherwise in accordance  
65 with law;

66 (9) No person shall falsely represent himself or herself as an agent, employee or  
67 representative of the agency;

68 (10) No person on or in any facility or conveyance shall:

69 (a) Litter, dump garbage, liquids or other matter, or create a nuisance, hazard or  
70 ~~unsanitary~~ **insanitary** condition, including, but not limited to, spitting and urinating, except  
71 in facilities provided;

72 (b) Drink any alcoholic beverage or possess any opened or unsealed container of  
73 alcoholic beverage, except on premises duly licensed for the sale of alcoholic beverages, such  
74 as bars and restaurants;

75 (c) Enter or remain in any facility or conveyance while his ability to function safely in  
76 the environment of the agency transit system is impaired by the consumption of alcohol or by  
77 the taking of any drug;

78 (d) Loiter or stay on any facility of the agency;

79 (e) Consume foods or liquids of any kind, except in those areas specifically  
80 authorized by the agency;

81 (f) Smoke or carry an open flame or lighted match, cigar, cigarette, pipe or torch,  
82 except in those areas or locations specifically authorized by the agency; or

83 (g) Throw or cause to be propelled any stone, projectile or other article at, from, upon  
84 or in a facility or conveyance;

85 (11) **Except as otherwise provided under section 571.128**, no weapon or other  
86 instrument intended for use as a weapon may be carried in or on any facility or conveyance,  
87 except for law enforcement personnel. For the purposes hereof, a weapon shall include, but  
88 not be limited to, a firearm, switchblade knife, sword, or any instrument of any kind known as  
89 blackjack, billy club, club, sandbag, metal knuckles, leather bands studded with metal, wood  
90 impregnated with metal filings or razor blades; except that this subdivision shall not apply to  
91 a rifle or shotgun which is unloaded and carried in any enclosed case, box or other container  
92 which completely conceals the item from view and identification as a weapon;

93 (12) No explosives, flammable liquids, acids, fireworks or other highly combustible  
94 materials or radioactive materials may be carried on or in any facility or conveyance, except  
95 as authorized by the agency;

96 (13) No person, except as specifically authorized by the agency, shall enter or attempt  
97 to enter into any area not open to the public, including, but not limited to, motorman's cabs,  
98 conductor's cabs, bus operator's seat location, closed-off areas, mechanical or equipment  
99 rooms, concession stands, storage areas, interior rooms, tracks, roadbeds, tunnels, plants,  
100 shops, barns, train yards, garages, depots or any area marked with a sign restricting access or  
101 indicating a dangerous environment;

102 (14) No person may ride on the roof, the platform between rapid transit cars, or on  
103 any other area outside any rapid transit car or bus or other conveyance operated by the  
104 agency;

105 (15) No person shall extend his hand, arm, leg, head or other part of his or her person  
106 or extend any item, article or other substance outside of the window or door of a moving rapid  
107 transit car, bus or other conveyance operated by the agency;

108 (16) No person shall enter or leave a rapid transit car, bus or other conveyance  
109 operated by the agency except through the entrances and exits provided for that purpose;

110 (17) No animals may be taken on or into any conveyance or facility except the  
111 following:

112 (a) An animal enclosed in a container, accompanied by the passenger and carried in a  
113 manner which does not annoy other passengers; and

114 (b) Working dogs for law enforcement agencies, agency dogs on duty, dogs properly  
115 harnessed and accompanying blind or hearing-impaired persons to aid such persons, or dogs  
116 accompanying trainers carrying a certificate of identification issued by a dog school;

117 (18) No vehicle shall be operated carelessly, or negligently, or in disregard of the  
118 rights or safety of others or without due caution and circumspection, or at a speed in such a  
119 manner as to be likely to endanger persons or property on facilities of the agency. The speed  
120 limit on parking lots and access roads shall be posted as fifteen miles per hour unless  
121 otherwise designated.

122 4. (1) Unless a greater penalty is otherwise provided by the laws of the state, any  
123 violation of this section shall constitute a misdemeanor, and any person committing a  
124 violation thereof shall be subject to arrest and, upon conviction in a court of competent  
125 jurisdiction, shall pay a fine in an amount not less than twenty-five dollars and no greater than  
126 two hundred fifty dollars per violation, in addition to court costs. Any default in the payment  
127 of a fine imposed pursuant to this section without good cause shall result in imprisonment for  
128 not more than thirty days;

129 (2) Unless a greater penalty is provided by the laws of the state, any person convicted  
130 a second or subsequent time for the same offense under this section shall be guilty of a  
131 misdemeanor and sentenced to pay a fine of not less than fifty dollars nor more than five  
132 hundred dollars in addition to court costs, or to undergo imprisonment for up to sixty days, or  
133 both such fine and imprisonment;

134 (3) Any person failing to pay the proper fare, fee or other charge for use of the  
135 facilities and conveyances of the agency shall be subject to payment of such charge as part of  
136 the judgment against the violator. All proceeds from judgments for unpaid fares or charges  
137 shall be directed to the appropriate agency official;

138 (4) All juvenile offenders violating the provisions of this section shall be subject to  
139 the jurisdiction of the juvenile court as provided in chapter 211;

140 (5) As used in this section, the term "conviction" shall include all pleas of guilty and  
141 findings of guilt.

142 5. Any person who is convicted, pleads guilty, or pleads nolo contendere for failing to  
143 pay the proper fare, fee, or other charge for the use of the facilities and conveyances of the bi-  
144 state development agency, as described in subdivision (3) of subsection 4 of this section, may,  
145 in addition to the unpaid fares or charges and any fines, penalties, or sentences imposed by  
146 law, be required to reimburse the reasonable costs attributable to the enforcement,  
147 investigation, and prosecution of such offense by the bi-state development agency. The  
148 court shall direct the reimbursement proceeds to the appropriate agency official.

149 6. (1) Stalled or disabled vehicles may be removed from the roadways of the agency  
150 property by the agency and parked or stored elsewhere at the risk and expense of the owner;

151 (2) Motor vehicles which are left unattended or abandoned on the property of the  
152 agency for a period of over seventy-two hours may be removed as provided for in section  
153 304.155, except that the removal may be authorized by personnel designated by the agency  
154 under section 70.378.

571.030. 1. A person commits the offense of unlawful use of weapons, except as  
2 otherwise provided by sections 571.101 to 571.121 **and sections 571.205 to 571.230**, if he or  
3 she knowingly:

4 (1) Carries concealed upon or about his or her person a knife, a firearm, a blackjack  
5 or any other weapon readily capable of lethal use into any area where firearms are restricted  
6 under section 571.107; or

7 (2) Sets a spring gun; or

8 (3) Discharges or shoots a firearm into a dwelling house, a railroad train, boat,  
9 aircraft, or motor vehicle as defined in section 302.010, or any building or structure used for  
10 the assembling of people; or

11 (4) Exhibits, in the presence of one or more persons, any weapon readily capable of  
12 lethal use in an angry or threatening manner; or

13 (5) Has a firearm or projectile weapon readily capable of lethal use on his or her  
14 person, while he or she is intoxicated, and handles or otherwise uses such firearm or projectile  
15 weapon in either a negligent or unlawful manner or discharges such firearm or projectile  
16 weapon unless acting in self-defense; or

17 (6) Discharges a firearm within one hundred yards of any occupied schoolhouse,  
18 courthouse, or church building; or

19 (7) Discharges or shoots a firearm at a mark, at any object, or at random, on, along or  
20 across a public highway or discharges or shoots a firearm into any outbuilding; or

21 (8) Carries a firearm or any other weapon readily capable of lethal use into any  
22 church or place where people have assembled for worship, or into any election precinct on  
23 any election day, or into any building owned or occupied by any agency of the federal  
24 government, state government, or political subdivision thereof; or

25 (9) Discharges or shoots a firearm at or from a motor vehicle, as defined in section  
26 301.010, discharges or shoots a firearm at any person, or at any other motor vehicle, or at any  
27 building or habitable structure, unless the person was lawfully acting in self-defense; or

28 (10) Carries a firearm, whether loaded or unloaded, or any other weapon readily  
29 capable of lethal use into any school, onto any school bus, or onto the premises of any  
30 function or activity sponsored or sanctioned by school officials or the district school board; or

31 (11) Possesses a firearm while also knowingly in possession of a controlled substance  
32 that is sufficient for a felony violation of section 579.015.

33 2. Subdivisions (1), (8), and (10) of subsection 1 of this section shall not apply to the  
34 persons described in this subsection, regardless of whether such uses are reasonably  
35 associated with or are necessary to the fulfillment of such person's official duties except as  
36 otherwise provided in this subsection. Subdivisions (3), (4), (6), (7), and (9) of subsection 1  
37 of this section shall not apply to or affect any of the following persons, when such uses are  
38 reasonably associated with or are necessary to the fulfillment of such person's official duties,  
39 except as otherwise provided in this subsection:

40 (1) All state, county and municipal peace officers who have completed the training  
41 required by the police officer standards and training commission pursuant to sections 590.030  
42 to 590.050 and who possess the duty and power of arrest for violation of the general criminal  
43 laws of the state or for violation of ordinances of counties or municipalities of the state,  
44 whether such officers are on or off duty, and whether such officers are within or outside of the  
45 law enforcement agency's jurisdiction, or all qualified retired peace officers, as defined in  
46 subsection 12 of this section, and who carry the identification defined in subsection 13 of this  
47 section, or any person summoned by such officers to assist in making arrests or preserving the  
48 peace while actually engaged in assisting such officer;

49 (2) Wardens, superintendents and keepers of prisons, penitentiaries, jails and other  
50 institutions for the detention of persons accused or convicted of crime;

51 (3) Members of the **United States** Armed Forces or National Guard while performing  
52 their official duty;

53 (4) Those persons vested by Article V, Section 1 of the Constitution of Missouri with  
54 the judicial power of the state and those persons vested by Article III of the Constitution of  
55 the United States with the judicial power of the United States, the members of the federal  
56 judiciary;

57 (5) **A person retired from judiciary service as described in subdivision (4) of this**  
58 **subsection lawfully in possession of a valid concealed carry permit issued under sections**  
59 **571.101 to 571.121 or sections 571.205 to 571.230, a valid concealed carry endorsement**  
60 **issued prior to August 28, 2013, or a valid concealed carry permit or endorsement issued**  
61 **by another state or political subdivision of another state;**

62 (6) **Current and former members of the general assembly lawfully in possession**  
63 **of a valid concealed carry permit issued under sections 571.101 to 571.121 or sections**  
64 **571.205 to 571.230, a valid concealed carry endorsement issued prior to August 28, 2013,**  
65 **or a valid concealed carry permit or endorsement issued by another state or political**  
66 **subdivision of another state;**

67 (7) Any person whose bona fide duty is to execute process, civil or criminal;

68 [~~6~~] (8) Any federal probation officer or federal flight deck officer as defined under  
69 the federal flight deck officer program, 49 U.S.C. Section 44921, regardless of whether such  
70 officers are on duty, or within the law enforcement agency's jurisdiction;

71 [~~7~~] (9) Any state probation or parole officer, including supervisors and members of  
72 the parole board;

73 [~~8~~] (10) Any corporate security advisor meeting the definition and fulfilling the  
74 requirements of the regulations established by the department of public safety under section  
75 590.750;

76           ~~[(9)]~~ **(11)** Any coroner, deputy coroner, medical examiner, or assistant medical  
77 examiner;

78           ~~[(10)]~~ **(12)** Any municipal or county prosecuting attorney or assistant prosecuting  
79 attorney; circuit attorney or assistant circuit attorney; municipal, associate, or circuit judge; or  
80 any person appointed by a court to be a special prosecutor who has completed the firearms  
81 safety training course required under subsection 2 of section 571.111;

82           ~~[(11)]~~ **(13)** Any member of a fire department or fire protection district who is  
83 employed on a full-time basis as a fire investigator and who has a valid concealed carry  
84 endorsement issued prior to August 28, 2013, or a valid concealed carry permit under section  
85 571.111 when such uses are reasonably associated with or are necessary to the fulfillment of  
86 such person's official duties; and

87           ~~[(12)]~~ **(14)** Upon the written approval of the governing body of a fire department or  
88 fire protection district, any paid fire department or fire protection district member who is  
89 employed on a full-time basis and who has a valid concealed carry endorsement issued prior  
90 to August 28, 2013, or a valid concealed carry permit, when such uses are reasonably  
91 associated with or are necessary to the fulfillment of such person's official duties.

92           3. Subdivisions (1), (5), (8), and (10) of subsection 1 of this section do not apply  
93 when the actor is transporting such weapons in a nonfunctioning state or in an unloaded state  
94 when ammunition is not readily accessible or when such weapons are not readily accessible.  
95 Subdivision (1) of subsection 1 of this section does not apply to any person nineteen years of  
96 age or older or eighteen years of age or older and a member of the United States Armed  
97 Forces, or honorably discharged from the United States Armed Forces, transporting a  
98 concealable firearm in the passenger compartment of a motor vehicle, so long as such  
99 concealable firearm is otherwise lawfully possessed, nor when the actor is also in possession  
100 of an exposed firearm or projectile weapon for the lawful pursuit of game, or is in his or her  
101 dwelling unit or upon premises over which the actor has possession, authority or control, or is  
102 traveling in a continuous journey peaceably through this state. Subdivision (10) of subsection  
103 1 of this section does not apply if the firearm is otherwise lawfully possessed by a person  
104 while traversing school premises for the purposes of transporting a student to or from school,  
105 or possessed by an adult for the purposes of facilitation of a school-sanctioned firearm-related  
106 event or club event.

107           4. Subdivisions (1), (8), and (10) of subsection 1 of this section shall not apply to any  
108 person who has a valid concealed carry permit issued pursuant to sections 571.101 to 571.121  
109 **or sections 571.205 to 571.230**, a valid concealed carry endorsement issued before August  
110 28, 2013, or a valid permit or endorsement to carry concealed firearms issued by another state  
111 or political subdivision of another state.



112           5. Subdivisions (3), (4), (5), (6), (7), (8), (9), and (10) of subsection 1 of this section  
113 shall not apply to persons who are engaged in a lawful act of defense pursuant to section  
114 563.031.

115           6. Notwithstanding any provision of this section to the contrary, the state shall not  
116 prohibit any state employee from having a firearm in the employee's vehicle on the state's  
117 property provided that the vehicle is locked and the firearm is not visible. This subsection  
118 shall only apply to the state as an employer when the state employee's vehicle is on property  
119 owned or leased by the state and the state employee is conducting activities within the scope  
120 of his or her employment. For the purposes of this subsection, "state employee" means an  
121 employee of the executive, legislative, or judicial branch of the government of the state of  
122 Missouri.

123           7. (1) Subdivision (10) of subsection 1 of this section shall not apply to a person who  
124 is a school officer commissioned by the district school board under section 162.215 or who is  
125 a school protection officer, as described under section 160.665.

126           (2) Nothing in this section shall make it unlawful for a student to actually participate  
127 in school-sanctioned gun safety courses, student military or ROTC courses, or other school-  
128 sponsored or club-sponsored firearm-related events, provided the student does not carry a  
129 firearm or other weapon readily capable of lethal use into any school, onto any school bus, or  
130 onto the premises of any other function or activity sponsored or sanctioned by school officials  
131 or the district school board.

132           8. A person who commits the crime of unlawful use of weapons under:

133           (1) Subdivision (2), (3), (4), or (11) of subsection 1 of this section shall be guilty of a  
134 class E felony;

135           (2) Subdivision (1), (6), (7), or (8) of subsection 1 of this section shall be guilty of a  
136 class B misdemeanor, except when a concealed weapon is carried onto any private property  
137 whose owner has posted the premises as being off-limits to concealed firearms by means of  
138 one or more signs displayed in a conspicuous place of a minimum size of eleven inches by  
139 fourteen inches with the writing thereon in letters of not less than one inch, in which case the  
140 penalties of subsection 2 of section 571.107 shall apply;

141           (3) Subdivision (5) or (10) of subsection 1 of this section shall be guilty of a class A  
142 misdemeanor if the firearm is unloaded and a class E felony if the firearm is loaded;

143           (4) Subdivision (9) of subsection 1 of this section shall be guilty of a class B felony,  
144 except that if the violation of subdivision (9) of subsection 1 of this section results in injury or  
145 death to another person, it is a class A felony.

146           9. Violations of subdivision (9) of subsection 1 of this section shall be punished as  
147 follows:

148 (1) For the first violation a person shall be sentenced to the maximum authorized term  
149 of imprisonment for a class B felony;

150 (2) For any violation by a prior offender as defined in section 558.016, a person shall  
151 be sentenced to the maximum authorized term of imprisonment for a class B felony without  
152 the possibility of parole, probation or conditional release for a term of ten years;

153 (3) For any violation by a persistent offender as defined in section 558.016, a person  
154 shall be sentenced to the maximum authorized term of imprisonment for a class B felony  
155 without the possibility of parole, probation, or conditional release;

156 (4) For any violation which results in injury or death to another person, a person shall  
157 be sentenced to an authorized disposition for a class A felony.

158 10. Any person knowingly aiding or abetting any other person in the violation of  
159 subdivision (9) of subsection 1 of this section shall be subject to the same penalty as that  
160 prescribed by this section for violations by other persons.

161 11. Notwithstanding any other provision of law, no person who pleads guilty to or is  
162 found guilty of a felony violation of subsection 1 of this section shall receive a suspended  
163 imposition of sentence if such person has previously received a suspended imposition of  
164 sentence for any other firearms- or weapons-related felony offense.

165 12. As used in this section "qualified retired peace officer" means an individual who:

166 (1) Retired in good standing from service with a public agency as a peace officer,  
167 other than for reasons of mental instability;

168 (2) Before such retirement, was authorized by law to engage in or supervise the  
169 prevention, detection, investigation, or prosecution of, or the incarceration of any person for,  
170 any violation of law, and had statutory powers of arrest;

171 (3) Before such retirement, was regularly employed as a peace officer for an  
172 aggregate of fifteen years or more, or retired from service with such agency, after completing  
173 any applicable probationary period of such service, due to a service-connected disability, as  
174 determined by such agency;

175 (4) Has a nonforfeitable right to benefits under the retirement plan of the agency if  
176 such a plan is available;

177 (5) During the most recent twelve-month period, has met, at the expense of the  
178 individual, the standards for training and qualification for active peace officers to carry  
179 firearms;

180 (6) Is not under the influence of alcohol or another intoxicating or hallucinatory drug  
181 or substance; and

182 (7) Is not prohibited by federal law from receiving a firearm.

183 13. The identification required by subdivision (1) of subsection 2 of this section is:

184 (1) A photographic identification issued by the agency from which the individual  
185 retired from service as a peace officer that indicates that the individual has, not less recently  
186 than one year before the date the individual is carrying the concealed firearm, been tested or  
187 otherwise found by the agency to meet the standards established by the agency for training  
188 and qualification for active peace officers to carry a firearm of the same type as the concealed  
189 firearm; or

190 (2) A photographic identification issued by the agency from which the individual  
191 retired from service as a peace officer; and

192 (3) A certification issued by the state in which the individual resides that indicates  
193 that the individual has, not less recently than one year before the date the individual is  
194 carrying the concealed firearm, been tested or otherwise found by the state to meet the  
195 standards established by the state for training and qualification for active peace officers to  
196 carry a firearm of the same type as the concealed firearm.

571.101. 1. All applicants for concealed carry permits issued pursuant to subsection  
2 7 of this section must satisfy the requirements of sections 571.101 to 571.121. If the said  
3 applicant can show qualification as provided by sections 571.101 to 571.121, the county or  
4 city sheriff shall issue a concealed carry permit authorizing the carrying of a concealed  
5 firearm on or about the applicant's person or within a vehicle. A concealed carry permit shall  
6 be valid from the date of issuance or renewal until five years from the last day of the month in  
7 which the permit was issued or renewed. The concealed carry permit is valid throughout this  
8 state. Although the permit is considered valid in the state, a person who fails to renew his or  
9 her permit within five years from the date of issuance or renewal shall not be eligible for an  
10 exception to a National Instant Criminal Background Check under federal regulations  
11 currently codified under 27 CFR 478.102(d), relating to the transfer, sale, or delivery of  
12 firearms from licensed dealers. A concealed carry endorsement issued prior to August 28,  
13 2013, shall continue from the date of issuance or renewal until three years from the last day of  
14 the month in which the endorsement was issued or renewed to authorize the carrying of a  
15 concealed firearm on or about the applicant's person or within a vehicle in the same manner as  
16 a concealed carry permit issued under subsection 7 of this section on or after August 28, 2013.

17 2. A concealed carry permit issued pursuant to subsection 7 of this section shall be  
18 issued by the sheriff or his or her designee of the county or city in which the applicant resides,  
19 if the applicant:

20 (1) Is [~~at least nineteen~~] **eighteen** years of age **or older**, is a citizen or permanent  
21 resident of the United States, and either:

22 (a) Has assumed residency in this state; or

23 (b) Is a member of the **United States** Armed Forces stationed in Missouri[~~5~~] or the  
24 spouse of such member of the military;

25 (2) ~~[Is at least nineteen years of age, or is at least eighteen years of age and a member~~  
26 ~~of the United States Armed Forces or honorably discharged from the United States Armed~~  
27 ~~Forces, and is a citizen of the United States and either:~~

28 (a) ~~Has assumed residency in this state;~~

29 (b) ~~Is a member of the Armed Forces stationed in Missouri; or~~

30 (c) ~~The spouse of such member of the military stationed in Missouri and nineteen~~  
31 ~~years of age;~~

32 (3) Has not ~~[pled guilty to or entered a plea of nolo contendere or]~~ been convicted of  
33 a crime punishable by imprisonment for a term exceeding one year under the laws of any state  
34 or of the United States other than a crime classified as a misdemeanor under the laws of any  
35 state and punishable by a term of imprisonment of two years or less that does not involve an  
36 explosive weapon, firearm, firearm silencer or gas gun;

37 ~~[(4)] (3)~~ Has not been convicted of~~;~~ ~~pled guilty to or entered a plea of nolo~~  
38 ~~contendere to]~~ one or more misdemeanor offenses involving crimes of violence within a five-  
39 year period immediately preceding application for a concealed carry permit or if the applicant  
40 has not been convicted of two or more misdemeanor offenses involving driving while under  
41 the influence of intoxicating liquor or drugs or the possession or abuse of a controlled  
42 substance within a five-year period immediately preceding application for a concealed carry  
43 permit;

44 ~~[(5)] (4)~~ Is not a fugitive from justice or currently charged in an information or  
45 indictment with the commission of a crime punishable by imprisonment for a term exceeding  
46 one year under the laws of any state of the United States other than a crime classified as a  
47 misdemeanor under the laws of any state and punishable by a term of imprisonment of two  
48 years or less that does not involve an explosive weapon, firearm, firearm silencer, or gas gun;

49 ~~[(6)] (5)~~ Has not been discharged under dishonorable conditions from the United  
50 States Armed Forces;

51 ~~[(7)] (6)~~ Has not engaged in a pattern of behavior, documented in public or closed  
52 records, that causes the sheriff to have a reasonable belief that the applicant presents a danger  
53 to himself **or herself** or others;

54 ~~[(8)] (7)~~ Is not adjudged mentally incompetent at the time of application or for five  
55 years prior to application, or has not been committed to a mental health facility, as defined in  
56 section 632.005, or a similar institution located in another state following a hearing at which  
57 the defendant was represented by counsel or a representative;

58 ~~[(9)] (8)~~ Submits a completed application for a permit as described in subsection 3 of  
59 this section;

60           ~~[(10)]~~ **(9)** Submits an affidavit attesting that the applicant complies with the  
61 concealed carry safety training requirement pursuant to subsections 1 and 2 of section  
62 571.111;

63           ~~[(11)]~~ **(10)** Is not the respondent of a valid full order of protection which is still in  
64 effect; **and**

65           ~~[(12)]~~ **(11)** Is not otherwise prohibited from possessing a firearm under section  
66 571.070 or 18 U.S.C. Section 922(g).

67           3. The application for a concealed carry permit issued by the sheriff of the county of  
68 the applicant's residence shall contain only the following information:

69           (1) The applicant's name, address, telephone number, gender, date and place of birth,  
70 and, if the applicant is not a United States citizen, the applicant's country of citizenship and  
71 any alien or admission number issued by the Federal Bureau of Customs and Immigration  
72 Enforcement or any successor agency;

73           (2) An affirmation that the applicant has assumed residency in Missouri or is a  
74 member of the **United States** Armed Forces stationed in Missouri or the spouse of such a  
75 member of the **United States** Armed Forces and is a citizen or permanent resident of the  
76 United States;

77           (3) An affirmation that the applicant is ~~[at least nineteen years of age or is]~~ eighteen  
78 years of age or older ~~[and a member of the United States Armed Forces or honorably~~  
79 ~~discharged from the United States Armed Forces]~~;

80           (4) An affirmation that the applicant has not ~~[pled guilty to or]~~ been convicted of a  
81 crime punishable by imprisonment for a term exceeding one year under the laws of any state  
82 or of the United States other than a crime classified as a misdemeanor under the laws of any  
83 state and punishable by a term of imprisonment of two years or less that does not involve an  
84 explosive weapon, firearm, firearm silencer, or gas gun;

85           (5) An affirmation that the applicant has not been convicted of ~~], pled guilty to, or~~  
86 ~~entered a plea of nolo contendere to]~~ one or more misdemeanor offenses involving crimes of  
87 violence within a five-year period immediately preceding application for a permit or if the  
88 applicant has not been convicted of two or more misdemeanor offenses involving driving  
89 while under the influence of intoxicating liquor or drugs or the possession or abuse of a  
90 controlled substance within a five-year period immediately preceding application for a  
91 permit;

92           (6) An affirmation that the applicant is not a fugitive from justice or currently charged  
93 in an information or indictment with the commission of a crime punishable by imprisonment  
94 for a term exceeding one year under the laws of any state or of the United States other than a  
95 crime classified as a misdemeanor under the laws of any state and punishable by a term of

96 imprisonment of two years or less that does not involve an explosive weapon, firearm, firearm  
97 silencer or gas gun;

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

100 (8) An affirmation that the applicant is not adjudged mentally incompetent at the time  
101 of application or for five years prior to application, or has not been committed to a mental  
102 health facility, as defined in section 632.005, or a similar institution located in another state,  
103 except that a person whose release or discharge from a facility in this state pursuant to chapter  
104 632, or a similar discharge from a facility in another state, occurred more than five years ago  
105 without subsequent recommitment may apply;

106 (9) An affirmation that the applicant has received firearms safety training that meets  
107 the standards of applicant firearms safety training defined in subsection 1 or 2 of section  
108 571.111;

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

111 (11) A conspicuous warning that false statements made by the applicant will result in  
112 prosecution for perjury pursuant to the laws of the state of Missouri; and

113 (12) A government-issued photo identification. This photograph shall not be  
114 included on the permit and shall only be used to verify the person's identity for permit  
115 renewal, or for the issuance of a new permit due to change of address, or for a lost or  
116 destroyed permit.

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

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

126 (2) A nonrefundable permit fee as provided by subsection 11 or 12 of this section.

127 5. (1) Before an application for a concealed carry permit is approved, the sheriff shall  
128 make only such inquiries as he or she deems necessary into the accuracy of the statements  
129 made in the application. The sheriff may require that the applicant display a Missouri driver's  
130 license or nondriver's license or military identification and orders showing the person being  
131 stationed in Missouri. In order to determine the applicant's suitability for a concealed carry  
132 permit, the applicant shall be fingerprinted. No other biometric data shall be collected from

133 the applicant. The sheriff shall conduct an inquiry of the National Instant Criminal  
134 Background Check System within three working days after submission of the properly  
135 completed application for a concealed carry permit. If no disqualifying record is identified by  
136 these checks at the state level, the fingerprints shall be forwarded to the Federal Bureau of  
137 Investigation for a national criminal history record check. Upon receipt of the completed  
138 report from the National Instant Criminal Background Check System and the response from  
139 the Federal Bureau of Investigation national criminal history record check, the sheriff shall  
140 examine the results and, if no disqualifying information is identified, shall issue a concealed  
141 carry permit within three working days.

142 (2) In the event the report from the National Instant Criminal Background Check  
143 System and the response from the Federal Bureau of Investigation national criminal history  
144 record check prescribed by subdivision (1) of this subsection are not completed within forty-  
145 five calendar days and no disqualifying information concerning the applicant has otherwise  
146 come to the sheriff's attention, the sheriff shall issue a provisional permit, clearly designated  
147 on the certificate as such, which the applicant shall sign in the presence of the sheriff or the  
148 sheriff's designee. This permit, when carried with a valid Missouri driver's or nondriver's  
149 license or a valid military identification, shall permit the applicant to exercise the same rights  
150 in accordance with the same conditions as pertain to a concealed carry permit issued under  
151 this section, provided that it shall not serve as an alternative to an national instant criminal  
152 background check required by 18 U.S.C. Section 922(t). The provisional permit shall remain  
153 valid until such time as the sheriff either issues or denies the certificate of qualification under  
154 subsection 6 or 7 of this section. The sheriff shall revoke a provisional permit issued under  
155 this subsection within twenty-four hours of receipt of any report that identifies a disqualifying  
156 record, and shall notify the concealed carry permit system established under subsection 5 of  
157 section 650.350. The revocation of a provisional permit issued under this section shall be  
158 proscribed in a manner consistent to the denial and review of an application under subsection  
159 6 of this section.

160 6. The sheriff may refuse to approve an application for a concealed carry permit if he  
161 or she determines that any of the requirements specified in subsection 2 of this section have  
162 not been met, or if he or she has a substantial and demonstrable reason to believe that the  
163 applicant has rendered a false statement regarding any of the provisions of sections 571.101  
164 to 571.121. If the applicant is found to be ineligible, the sheriff is required to deny the  
165 application, and notify the applicant in writing, stating the grounds for denial and informing  
166 the applicant of the right to submit, within thirty days, any additional documentation relating  
167 to the grounds of the denial. Upon receiving any additional documentation, the sheriff shall  
168 reconsider his or her decision and inform the applicant within thirty days of the result of the  
169 reconsideration. The applicant shall further be informed in writing of the right to appeal the

170 denial pursuant to subsections 2, 3, 4, and 5 of section 571.114. After two additional reviews  
171 and denials by the sheriff, the person submitting the application shall appeal the denial  
172 pursuant to subsections 2, 3, 4, and 5 of section 571.114.

173         7. If the application is approved, the sheriff shall issue a concealed carry permit to the  
174 applicant within a period not to exceed three working days after his or her approval of the  
175 application. The applicant shall sign the concealed carry permit in the presence of the sheriff  
176 or his or her designee.

177         8. The concealed carry permit shall specify only the following information:

178         (1) Name, address, date of birth, gender, height, weight, color of hair, color of eyes,  
179 and signature of the permit holder;

180         (2) The signature of the sheriff issuing the permit;

181         (3) The date of issuance; and

182         (4) The expiration date.

183

184 The permit shall be no larger than two and one-eighth inches wide by three and three-eighths  
185 inches long and shall be of a uniform style prescribed by the department of public safety. The  
186 permit shall also be assigned a concealed carry permit system county code and shall be stored  
187 in sequential number.

188         9. (1) The sheriff shall keep a record of all applications for a concealed carry permit  
189 or a provisional permit and his or her action thereon. Any record of an application that is  
190 incomplete or denied for any reason shall be kept for a period not to exceed one year. Any  
191 record of an application that was approved shall be kept for a period of one year after the  
192 expiration and nonrenewal of the permit.

193         (2) The sheriff shall report the issuance of a concealed carry permit or provisional  
194 permit to the concealed carry permit system. All information on any such permit that is  
195 protected information on any driver's or nondriver's license shall have the same personal  
196 protection for purposes of sections 571.101 to 571.121. An applicant's status as a holder of a  
197 concealed carry permit, provisional permit, or a concealed carry endorsement issued prior to  
198 August 28, 2013, shall not be public information and shall be considered personal protected  
199 information. Information retained in the concealed carry permit system under this subsection  
200 shall not be distributed to any federal, state, or private entities and shall only be made  
201 available for a single entry query of an individual in the event the individual is a subject of  
202 interest in an active criminal investigation or is arrested for a crime. A sheriff may access the  
203 concealed carry permit system for administrative purposes to issue a permit, verify the  
204 accuracy of permit holder information, change the name or address of a permit holder,  
205 suspend or revoke a permit, cancel an expired permit, or cancel a permit upon receipt of a



206 certified death certificate for the permit holder. Any person who violates the provisions of  
207 this subdivision by disclosing protected information shall be guilty of a class A misdemeanor.

208 10. Information regarding any holder of a concealed carry permit, or a concealed  
209 carry endorsement issued prior to August 28, 2013, is a closed record. No bulk download or  
210 batch data shall be distributed to any federal, state, or private entity, except to MoSMART or a  
211 designee thereof. Any state agency that has retained any documents or records, including  
212 fingerprint records provided by an applicant for a concealed carry endorsement prior to  
213 August 28, 2013, shall destroy such documents or records, upon successful issuance of a  
214 permit.

215 11. For processing an application for a concealed carry permit pursuant to sections  
216 571.101 to 571.121, the sheriff in each county shall charge a nonrefundable fee not to exceed  
217 one hundred dollars which shall be paid to the treasury of the county to the credit of the  
218 sheriff's revolving fund. This fee shall include the cost to reimburse the Missouri state  
219 highway patrol for the costs of fingerprinting and criminal background checks. An additional  
220 fee shall be added to each credit card, debit card, or other electronic transaction equal to the  
221 charge paid by the state or the applicant for the use of the credit card, debit card, or other  
222 electronic payment method by the applicant.

223 12. For processing a renewal for a concealed carry permit pursuant to sections  
224 571.101 to 571.121, the sheriff in each county shall charge a nonrefundable fee not to exceed  
225 fifty dollars which shall be paid to the treasury of the county to the credit of the sheriff's  
226 revolving fund.

227 13. For the purposes of sections 571.101 to 571.121, the term "sheriff" shall include  
228 the sheriff of any county or city not within a county or his or her designee and in counties of  
229 the first classification the sheriff may designate the chief of police of any city, town, or  
230 municipality within such county.

231 14. For the purposes of this chapter, "concealed carry permit" shall include any  
232 concealed carry endorsement issued by the department of revenue before January 1, 2014,  
233 and any concealed carry document issued by any sheriff or under the authority of any sheriff  
234 after December 31, 2013.

571.104. 1. A concealed carry endorsement issued prior to August 28, 2013, shall be  
2 suspended or revoked if the concealed carry endorsement holder becomes ineligible for such  
3 endorsement under the criteria established in subdivisions **(2)**, (3), (4), [~~(5)~~, ~~(8)~~, and ~~(11)~~] **(7)**,  
4 **and (10)** of subsection 2 of section 571.101 or upon the issuance of a valid full order of  
5 protection. The following procedures shall be followed:

6 (1) When a valid full order of protection, or any arrest warrant, discharge, or  
7 commitment for the reasons listed in subdivision **(2)**, (3), (4), [~~(5)~~, ~~(8)~~, or ~~(11)~~] **(7)**, **or (10)** of  
8 subsection 2 of section 571.101, is issued against a person holding a concealed carry

9 endorsement issued prior to August 28, 2013, upon notification of said order, warrant,  
10 discharge or commitment or upon an order of a court of competent jurisdiction in a criminal  
11 proceeding, a commitment proceeding or a full order of protection proceeding ruling that a  
12 person holding a concealed carry endorsement presents a risk of harm to themselves or others,  
13 then upon notification of such order, the holder of the concealed carry endorsement shall  
14 surrender the driver's license or nondriver's license containing the concealed carry  
15 endorsement to the court, officer, or other official serving the order, warrant, discharge, or  
16 commitment. The official to whom the driver's license or nondriver's license containing the  
17 concealed carry endorsement is surrendered shall issue a receipt to the licensee for the license  
18 upon a form, approved by the director of revenue, that serves as a driver's license or a  
19 nondriver's license and clearly states the concealed carry endorsement has been suspended.  
20 The official shall then transmit the driver's license or a nondriver's license containing the  
21 concealed carry endorsement to the circuit court of the county issuing the order, warrant,  
22 discharge, or commitment. The concealed carry endorsement issued prior to August 28,  
23 2013, shall be suspended until the order is terminated or until the arrest results in a dismissal  
24 of all charges. The official to whom the endorsement is surrendered shall administratively  
25 suspend the endorsement in the concealed carry permit system established under subsection 5  
26 of section 650.350 until such time as the order is terminated or until the charges are  
27 dismissed. Upon dismissal, the court holding the driver's license or nondriver's license  
28 containing the concealed carry endorsement shall return such license to the individual, and the  
29 official to whom the endorsement was surrendered shall administratively return the  
30 endorsement to good standing within the concealed carry permit system[-]; **and**

31 (2) Any conviction, discharge, or commitment specified in sections 571.101 to  
32 571.121 shall result in a revocation. Upon conviction, the court shall forward a notice of  
33 conviction or action and the driver's license or nondriver's license with the concealed carry  
34 endorsement to the department of revenue. The department of revenue shall notify the sheriff  
35 of the county which issued the certificate of qualification for a concealed carry endorsement.  
36 The sheriff who issued the certificate of qualification prior to August 28, 2013, shall report  
37 the change in status of the endorsement to the concealed carry permit system established  
38 under subsection 5 of section 650.350. The director of revenue shall immediately remove the  
39 endorsement issued prior to August 28, 2013, from the individual's driving record within  
40 three days of the receipt of the notice from the court. The director of revenue shall notify the  
41 licensee that he or she must apply for a new license pursuant to chapter 302 which does not  
42 contain such endorsement. This requirement does not affect the driving privileges of the  
43 licensee. The notice issued by the department of revenue shall be mailed to the last known  
44 address shown on the individual's driving record. The notice is deemed received three days  
45 after mailing.

46           2. A concealed carry permit issued pursuant to sections 571.101 to 571.121 after  
47 August 28, 2013, shall be suspended or revoked if the concealed carry permit holder becomes  
48 ineligible for such permit or endorsement under the criteria established in subdivisions **(2)**,  
49 **(3)**, **(4)**, [~~**(5)**~~, ~~**(8)**~~, and ~~**(11)**~~] **(7)**, **and (10)** of subsection 2 of section 571.101 or upon the  
50 issuance of a valid full order of protection. The following procedures shall be followed:

51           (1) When a valid full order of protection or any arrest warrant, discharge, or  
52 commitment for the reasons listed in subdivision **(2)**, **(3)**, **(4)**, [~~**(5)**~~, ~~**(8)**~~, or ~~**(11)**~~] **(7)**, **or (10)** of  
53 subsection 2 of section 571.101 is issued against a person holding a concealed carry permit,  
54 upon notification of said order, warrant, discharge, or commitment or upon an order of a court  
55 of competent jurisdiction in a criminal proceeding, a commitment proceeding, or a full order  
56 of protection proceeding ruling that a person holding a concealed carry permit presents a risk  
57 of harm to themselves or others, then upon notification of such order, the holder of the  
58 concealed carry permit shall surrender the permit to the court, officer, or other official serving  
59 the order, warrant, discharge, or commitment. The permit shall be suspended until the order  
60 is terminated or until the arrest results in a dismissal of all charges. The official to whom the  
61 permit is surrendered shall administratively suspend the permit in the concealed carry permit  
62 system until the order is terminated or the charges are dismissed. Upon dismissal, the court  
63 holding the permit shall return such permit to the individual and the official to whom the  
64 permit was surrendered shall administratively return the permit to good standing within the  
65 concealed carry permit system; **and**

66           (2) Any conviction, discharge, or commitment specified in sections 571.101 to  
67 571.121 shall result in a revocation. Upon conviction, the court shall forward a notice of  
68 conviction or action and the permit to the issuing county sheriff. The sheriff who issued the  
69 concealed carry permit shall report the change in status of the concealed carry permit to the  
70 concealed carry permit system.

71           3. A concealed carry permit shall be renewed for a qualified applicant upon receipt of  
72 the properly completed renewal application and the required renewal fee by the sheriff of the  
73 county of the applicant's residence. The renewal application shall contain the same required  
74 information as set forth in subsection 3 of section 571.101, except that in lieu of the  
75 fingerprint requirement of subsection 5 of section 571.101 and the firearms safety training,  
76 the applicant need only display his or her current concealed carry permit. A name-based  
77 inquiry of the National Instant Criminal Background Check System shall be completed for  
78 each renewal application. The sheriff shall review the results of the report from the National  
79 Instant Criminal Background Check System, and when the sheriff has determined the  
80 applicant has successfully completed all renewal requirements and is not disqualified under  
81 any provision of section 571.101, the sheriff shall issue a new concealed carry permit which  
82 contains the date such permit was renewed. The process for renewing a concealed carry

83 endorsement issued prior to August 28, 2013, shall be the same as the process for renewing a  
84 permit, except that in lieu of the fingerprint requirement of subsection 5 of section 571.101  
85 and the firearms safety training, the applicant need only display his or her current driver's  
86 license or nondriver's license containing an endorsement. Upon successful completion of all  
87 renewal requirements, the sheriff shall issue a new concealed carry permit as provided under  
88 this subsection.

89         4. A person who has been issued a concealed carry permit, or a certificate of  
90 qualification for a concealed carry endorsement prior to August 28, 2013, who fails to file a  
91 renewal application for a concealed carry permit on or before its expiration date must pay an  
92 additional late fee of ten dollars per month for each month it is expired for up to six months.  
93 After six months, the sheriff who issued the expired concealed carry permit or certificate of  
94 qualification shall notify the concealed carry permit system that such permit is expired and  
95 cancelled. If the person has a concealed carry endorsement issued prior to August 28, 2013,  
96 the sheriff who issued the certificate of qualification for the endorsement shall notify the  
97 director of revenue that such certificate is expired regardless of whether the endorsement  
98 holder has applied for a concealed carry permit under subsection 3 of this section. The  
99 director of revenue shall immediately remove such endorsement from the individual's driving  
100 record and notify the individual that his or her driver's license or nondriver's license has  
101 expired. The notice shall be conducted in the same manner as described in subsection 1 of  
102 this section. Any person who has been issued a concealed carry permit pursuant to sections  
103 571.101 to 571.121, or a concealed carry endorsement issued prior to August 28, 2013, who  
104 fails to renew his or her application within the six-month period must reapply for a new  
105 concealed carry permit and pay the fee for a new application.

106         5. Any person issued a concealed carry permit pursuant to sections 571.101 to  
107 571.121, or a concealed carry endorsement issued prior to August 28, 2013, shall notify the  
108 sheriff of the new jurisdiction of the permit or endorsement holder's change of residence  
109 within thirty days after the changing of a permanent residence to a location outside the county  
110 of permit issuance. The permit or endorsement holder shall furnish proof to the sheriff in the  
111 new jurisdiction that the permit or endorsement holder has changed his or her residence. The  
112 sheriff in the new jurisdiction shall notify the sheriff in the old jurisdiction of the permit  
113 holder's change of address and the sheriff in the old jurisdiction shall transfer any information  
114 on file for the permit holder to the sheriff in the new jurisdiction within thirty days. The  
115 sheriff of the new jurisdiction may charge a processing fee of not more than ten dollars for  
116 any costs associated with notification of a change in residence. The sheriff shall report the  
117 residence change to the concealed carry permit system, take possession and destroy the old  
118 permit, and then issue a new permit to the permit holder. The new address shall be accessible  
119 by the concealed carry permit system within three days of receipt of the information. If the

120 person has a concealed carry endorsement issued prior to August 28, 2013, the endorsement  
121 holder shall also furnish proof to the department of revenue of his or her residence change. In  
122 such cases, the change of residence shall be made by the department of revenue onto the  
123 individual's driving record.

124         6. Any person issued a concealed carry permit pursuant to sections 571.101 to  
125 571.121, or a concealed carry endorsement issued prior to August 28, 2013, shall notify the  
126 sheriff or his or her designee of the permit or endorsement holder's county or city of residence  
127 within seven days after actual knowledge of the loss or destruction of his or her permit or  
128 driver's license or nondriver's license containing a concealed carry endorsement. The permit  
129 or endorsement holder shall furnish a statement to the sheriff that the permit or driver's license  
130 or nondriver's license containing the concealed carry endorsement has been lost or destroyed.  
131 After notification of the loss or destruction of a permit or driver's license or nondriver's  
132 license containing a concealed carry endorsement, the sheriff may charge a processing fee of  
133 ten dollars for costs associated with replacing a lost or destroyed permit or driver's license or  
134 nondriver's license containing a concealed carry endorsement and shall reissue a new  
135 concealed carry permit within three working days of being notified by the concealed carry  
136 permit or endorsement holder of its loss or destruction. The new concealed carry permit shall  
137 contain the same personal information, including expiration date, as the original concealed  
138 carry permit.

139         7. If a person issued a concealed carry permit, or endorsement issued prior to August  
140 28, 2013, changes his or her name, the person to whom the permit or endorsement was issued  
141 shall obtain a corrected or new concealed carry permit with a change of name from the sheriff  
142 who issued the original concealed carry permit or the original certificate of qualification for  
143 an endorsement upon the sheriff's verification of the name change. The sheriff may charge a  
144 processing fee of not more than ten dollars for any costs associated with obtaining a corrected  
145 or new concealed carry permit. The permit or endorsement holder shall furnish proof of the  
146 name change to the sheriff within thirty days of changing his or her name and display his or  
147 her concealed carry permit or current driver's license or nondriver's license containing a  
148 concealed carry endorsement. The sheriff shall report the name change to the concealed carry  
149 permit system, and the new name shall be accessible by the concealed carry permit system  
150 within three days of receipt of the information.

151         8. The person with a concealed carry permit, or endorsement issued prior to August  
152 28, 2013, shall notify the sheriff of a name or address change within thirty days of the change.  
153 A concealed carry permit and, if applicable, endorsement shall be automatically invalid after  
154 one hundred eighty days if the permit or endorsement holder has changed his or her name or  
155 changed his or her residence and not notified the sheriff as required in subsections 5 and 7 of  
156 this section. The sheriff shall assess a late penalty of ten dollars per month for each month, up

157 to six months and not to exceed sixty dollars, for the failure to notify the sheriff of the change  
158 of name or address within thirty days.

159 9. (1) As used in this subsection, the term "active military member" means any  
160 person who is on active duty in the United States Armed Forces, on active state duty, on full-  
161 time National Guard duty under Title 32 of the United States Code.

162 (2) Notwithstanding any provision of this section to the contrary, if a concealed carry  
163 permit, or endorsement issued prior to August 28, 2013, expires while the person issued the  
164 permit or endorsement is an active military member, the permit shall be renewed if the person  
165 completes the renewal requirements under subsection 3 of this section within two months of  
166 returning to Missouri after discharge from such duty or recovery from such incapacitation.  
167 Once the two-month period has expired, the provisions of subsection 4 of this section shall  
168 apply except the penalties shall begin to accrue upon the expiration of the two-month period  
169 described in this subsection rather than on the expiration date of the permit or endorsement.

170 (3) Beginning August 28, 2020, an active military member may complete the renewal  
171 of his or her endorsement or permit under subdivision (2) of this subsection by mail. To  
172 renew an endorsement or permit by mail, an active military member shall mail to the sheriff  
173 who issued his or her permit a renewal application, a copy of his or her current concealed  
174 carry permit, a military identification acceptable for in-person renewal of permits, and the  
175 renewal fee. The active military member may pick up the renewed permit in person or may  
176 request the permit be mailed to a provided address by certified mail. The sheriff may require  
177 the active military member to pay the postage and insurance costs associated with mailing the  
178 permit, but the costs shall not exceed ten dollars.

571.107. 1. A concealed carry permit issued pursuant to sections 571.101 to 571.121,  
2 a valid concealed carry endorsement issued prior to August 28, 2013, or a concealed carry  
3 endorsement or permit issued by another state or political subdivision of another state shall  
4 authorize the person in whose name the permit or endorsement is issued to carry concealed  
5 firearms on or about his or her person or vehicle throughout the state. No concealed carry  
6 permit issued pursuant to sections 571.101 to 571.121, valid concealed carry endorsement  
7 issued prior to August 28, 2013, or a concealed carry endorsement or permit issued by another  
8 state or political subdivision of another state shall authorize any person to carry concealed  
9 firearms into:

10 (1) Any police, sheriff, or highway patrol office or station without the consent of the  
11 chief law enforcement officer in charge of that office or station. Possession of a firearm in a  
12 vehicle on the premises of the office or station shall not be a criminal offense so long as the  
13 firearm is not removed from the vehicle or brandished while the vehicle is on the premises;

14 (2) Within twenty-five feet of any polling place on any election day. Possession of a  
15 firearm in a vehicle on the premises of the polling place shall not be a criminal offense so

16 long as the firearm is not removed from the vehicle or brandished while the vehicle is on the  
17 premises;

18 (3) The facility of any adult or juvenile detention or correctional institution, prison or  
19 jail. Possession of a firearm in a vehicle on the premises of any adult, juvenile detention, or  
20 correctional institution, prison or jail shall not be a criminal offense so long as the firearm is  
21 not removed from the vehicle or brandished while the vehicle is on the premises;

22 (4) Any courthouse solely occupied by the circuit, appellate or supreme court, or any  
23 courtrooms, administrative offices, libraries or other rooms of any such court whether or not  
24 such court solely occupies the building in question. This subdivision shall also include, but  
25 not be limited to, any juvenile, family, drug, or other court offices, any room or office wherein  
26 any of the courts or offices listed in this subdivision are temporarily conducting any business  
27 within the jurisdiction of such courts or offices, and such other locations in such manner as  
28 may be specified by supreme court rule pursuant to subdivision (6) of this subsection.  
29 Nothing in this subdivision shall preclude those persons listed in subdivision (1) of subsection  
30 2 of section 571.030 while within their jurisdiction and on duty, those persons listed in  
31 subdivisions (2), (4), and ~~[(10)]~~ **(12)** of subsection 2 of section 571.030, or such other persons  
32 who serve in a law enforcement capacity for a court as may be specified by supreme court  
33 rule pursuant to subdivision (6) of this subsection from carrying a concealed firearm within  
34 any of the areas described in this subdivision. Possession of a firearm in a vehicle on the  
35 premises of any of the areas listed in this subdivision shall not be a criminal offense so long as  
36 the firearm is not removed from the vehicle or brandished while the vehicle is on the  
37 premises;

38 (5) Any meeting of the governing body of a unit of local government; or any meeting  
39 of the general assembly or a committee of the general assembly, except that nothing in this  
40 subdivision shall preclude a member of the body holding a valid concealed carry permit or  
41 endorsement from carrying a concealed firearm at a meeting of the body which he or she is a  
42 member. Possession of a firearm in a vehicle on the premises shall not be a criminal offense  
43 so long as the firearm is not removed from the vehicle or brandished while the vehicle is on  
44 the premises. Nothing in this subdivision shall preclude a member of the general assembly, a  
45 full-time employee of the general assembly employed under Section 17, Article III,  
46 Constitution of Missouri, legislative employees of the general assembly as determined under  
47 section 21.155, or statewide elected officials and their employees, holding a valid concealed  
48 carry permit or endorsement, from carrying a concealed firearm in the state capitol building  
49 or at a meeting whether of the full body of a house of the general assembly or a committee  
50 thereof, that is held in the state capitol building;

51 (6) The general assembly, supreme court, county or municipality may by rule,  
52 administrative regulation, or ordinance prohibit or limit the carrying of concealed firearms by

53 permit or endorsement holders in that portion of a building owned, leased or controlled by  
54 that unit of government. Any portion of a building in which the carrying of concealed  
55 firearms is prohibited or limited shall be clearly identified by signs posted at the entrance to  
56 the restricted area. The statute, rule or ordinance shall exempt any building used for public  
57 housing by private persons, highways or rest areas, firing ranges, and private dwellings  
58 owned, leased, or controlled by that unit of government from any restriction on the carrying  
59 or possession of a firearm. The statute, rule or ordinance shall not specify any criminal  
60 penalty for its violation but may specify that persons violating the statute, rule or ordinance  
61 may be denied entrance to the building, ordered to leave the building and if employees of the  
62 unit of government, be subjected to disciplinary measures for violation of the provisions of  
63 the statute, rule or ordinance. The provisions of this subdivision shall not apply to any other  
64 unit of government;

65 (7) Any establishment licensed to dispense intoxicating liquor for consumption on the  
66 premises, which portion is primarily devoted to that purpose, without the consent of the  
67 owner or manager. The provisions of this subdivision shall not apply to the licensee of said  
68 establishment. The provisions of this subdivision shall not apply to any bona fide restaurant  
69 open to the general public having dining facilities for not less than fifty persons and that  
70 receives at least fifty-one percent of its gross annual income from the dining facilities by the  
71 sale of food. This subdivision does not prohibit the possession of a firearm in a vehicle on the  
72 premises of the establishment and shall not be a criminal offense so long as the firearm is not  
73 removed from the vehicle or brandished while the vehicle is on the premises. Nothing in this  
74 subdivision authorizes any individual who has been issued a concealed carry permit or  
75 endorsement to possess any firearm while intoxicated;

76 (8) Any area of an airport to which access is controlled by the inspection of persons  
77 and property. Possession of a firearm in a vehicle on the premises of the airport shall not be a  
78 criminal offense so long as the firearm is not removed from the vehicle or brandished while  
79 the vehicle is on the premises;

80 (9) Any place where the carrying of a firearm is prohibited by federal law;

81 (10) Any higher education institution or elementary or secondary school facility  
82 without the consent of the governing body of the higher education institution or a school  
83 official or the district school board, unless the person with the concealed carry endorsement or  
84 permit is a teacher or administrator of an elementary or secondary school who has been  
85 designated by his or her school district as a school protection officer and is carrying a firearm  
86 in a school within that district, in which case no consent is required. Possession of a firearm  
87 in a vehicle on the premises of any higher education institution or elementary or secondary  
88 school facility shall not be a criminal offense so long as the firearm is not removed from the  
89 vehicle or brandished while the vehicle is on the premises;



90 (11) Any portion of a building used as a child care facility without the consent of the  
91 manager. Nothing in this subdivision shall prevent the operator of a child care facility in a  
92 family home from owning or possessing a firearm or a concealed carry permit or  
93 endorsement;

94 (12) Any riverboat gambling operation accessible by the public without the consent  
95 of the owner or manager pursuant to rules promulgated by the gaming commission.  
96 Possession of a firearm in a vehicle on the premises of a riverboat gambling operation shall  
97 not be a criminal offense so long as the firearm is not removed from the vehicle or brandished  
98 while the vehicle is on the premises;

99 (13) Any gated area of an amusement park. Possession of a firearm in a vehicle on  
100 the premises of the amusement park shall not be a criminal offense so long as the firearm is  
101 not removed from the vehicle or brandished while the vehicle is on the premises;

102 ~~(14) [Any church or other place of religious worship without the consent of the~~  
103 ~~minister or person or persons representing the religious organization that exercises control~~  
104 ~~over the place of religious worship. Possession of a firearm in a vehicle on the premises shall~~  
105 ~~not be a criminal offense so long as the firearm is not removed from the vehicle or brandished~~  
106 ~~while the vehicle is on the premises;~~

107 ~~(15)]~~ Any private property whose owner has posted the premises as being off-limits  
108 to concealed firearms by means of one or more signs displayed in a conspicuous place of a  
109 minimum size of eleven inches by fourteen inches with the writing thereon in letters of not  
110 less than one inch. The owner, business or commercial lessee, manager of a private business  
111 enterprise, or any other organization, entity, or person may prohibit persons holding a  
112 concealed carry permit or endorsement from carrying concealed firearms on the premises and  
113 may prohibit employees, not authorized by the employer, holding a concealed carry permit or  
114 endorsement from carrying concealed firearms on the property of the employer. If the  
115 building or the premises are open to the public, the employer of the business enterprise shall  
116 post signs on or about the premises if carrying a concealed firearm is prohibited. Possession  
117 of a firearm in a vehicle on the premises shall not be a criminal offense so long as the firearm  
118 is not removed from the vehicle or brandished while the vehicle is on the premises. An  
119 employer may prohibit employees or other persons holding a concealed carry permit or  
120 endorsement from carrying a concealed firearm in vehicles owned by the employer;

121 ~~[(16)]~~ **(15)** Any sports arena or stadium with a seating capacity of five thousand or  
122 more. Possession of a firearm in a vehicle on the premises shall not be a criminal offense so  
123 long as the firearm is not removed from the vehicle or brandished while the vehicle is on the  
124 premises; **or**

125           ~~[(17)]~~ **(16)** Any hospital accessible by the public. Possession of a firearm in a vehicle  
126 on the premises of a hospital shall not be a criminal offense so long as the firearm is not  
127 removed from the vehicle or brandished while the vehicle is on the premises.

128           2. Carrying of a concealed firearm in a location specified in subdivisions (1) to ~~[(17)]~~  
129 **(16)** of subsection 1 of this section by any individual who holds a concealed carry permit  
130 issued pursuant to sections 571.101 to 571.121, or a concealed carry endorsement issued prior  
131 to August 28, 2013, shall not be a criminal act but may subject the person to denial to the  
132 premises or removal from the premises. If such person refuses to leave the premises and a  
133 peace officer is summoned, such person may be issued a citation for an amount not to exceed  
134 one hundred dollars for the first offense. If a second citation for a similar violation occurs  
135 within a six-month period, such person shall be fined an amount not to exceed two hundred  
136 dollars and his or her permit, and, if applicable, endorsement to carry concealed firearms shall  
137 be suspended for a period of one year. If a third citation for a similar violation is issued  
138 within one year of the first citation, such person shall be fined an amount not to exceed five  
139 hundred dollars and shall have his or her concealed carry permit, and, if applicable,  
140 endorsement revoked and such person shall not be eligible for a concealed carry permit for a  
141 period of three years. Upon conviction of charges arising from a citation issued pursuant to  
142 this subsection, the court shall notify the sheriff of the county which issued the concealed  
143 carry permit, or, if the person is a holder of a concealed carry endorsement issued prior to  
144 August 28, 2013, the court shall notify the sheriff of the county which issued the certificate of  
145 qualification for a concealed carry endorsement and the department of revenue. The sheriff  
146 shall suspend or revoke the concealed carry permit or, if applicable, the certificate of  
147 qualification for a concealed carry endorsement. If the person holds an endorsement, the  
148 department of revenue shall issue a notice of such suspension or revocation of the concealed  
149 carry endorsement and take action to remove the concealed carry endorsement from the  
150 individual's driving record. The director of revenue shall notify the licensee that he or she  
151 must apply for a new license pursuant to chapter 302 which does not contain such  
152 endorsement. The notice issued by the department of revenue shall be mailed to the last  
153 known address shown on the individual's driving record. The notice is deemed received three  
154 days after mailing.

155           **3. The provisions of section 571.128 shall apply to any person carrying a firearm**  
156 **concealed on or about his or her person who is lawfully in possession of a valid**  
157 **concealed carry permit issued under sections 571.101 to 571.121, a concealed carry**  
158 **endorsement issued prior to August 28, 2013, or a valid concealed carry permit or**  
159 **endorsement issued by another state or political subdivision of another state.**

571.111. 1. An applicant for a concealed carry permit shall demonstrate knowledge of firearms safety training. This requirement shall be fully satisfied if the applicant for a concealed carry permit:

(1) Submits a photocopy of a certificate of firearms safety training course completion, as defined in subsection 2 of this section, signed by a qualified firearms safety instructor as defined in subsection 6 of this section; or

(2) Submits a photocopy of a certificate that shows the applicant completed a firearms safety course given by or under the supervision of any state, county, municipal, or federal law enforcement agency; or

(3) Is a qualified firearms safety instructor as defined in subsection 6 of this section; or

(4) Submits proof that the applicant currently holds any type of valid peace officer license issued under the requirements of chapter 590; or

(5) Submits proof that the applicant is currently allowed to carry firearms in accordance with the certification requirements of section 217.710; or

(6) Submits proof that the applicant is currently certified as any class of corrections officer by the Missouri department of corrections and has passed at least one eight-hour firearms training course, approved by the director of the Missouri department of corrections under the authority granted to him or her, that includes instruction on the justifiable use of force as prescribed in chapter 563; or

(7) Submits a photocopy of a certificate of firearms safety training course completion that was issued on August 27, 2011, or earlier so long as the certificate met the requirements of subsection 2 of this section that were in effect on the date it was issued.

2. A certificate of firearms safety training course completion may be issued to any applicant by any qualified firearms safety instructor. On the certificate of course completion the qualified firearms safety instructor shall affirm that the individual receiving instruction has taken and passed a firearms safety course of at least eight hours in length taught by the instructor that included:

(1) Handgun safety in the classroom, at home, on the firing range and while carrying the firearm;

(2) A physical demonstration performed by the applicant that demonstrated his or her ability to safely load and unload either a revolver or a semiautomatic pistol and demonstrated his or her marksmanship with either firearm;

(3) The basic principles of marksmanship;

(4) Care and cleaning of concealable firearms;

(5) Safe storage of firearms at home;

37 (6) The requirements of this state for obtaining a concealed carry permit from the  
38 sheriff of the individual's county of residence;

39 (7) The laws relating to firearms as prescribed in this chapter;

40 (8) The laws relating to the justifiable use of force as prescribed in chapter 563;

41 (9) A live firing exercise of sufficient duration for each applicant to fire either a  
42 revolver or a semiautomatic pistol, from a standing position or its equivalent, a minimum of  
43 twenty rounds from the handgun at a distance of seven yards from a B-27 silhouette target or  
44 an equivalent target; **and**

45 (10) A live-fire test administered to the applicant while the instructor was present of  
46 twenty rounds from either a revolver or a semiautomatic pistol from a standing position or its  
47 equivalent at a distance from a B-27 silhouette target, or an equivalent target, of seven yards.

48 **3. However, a qualified firearms safety instructor may also issue** a certificate of  
49 firearms safety training course completion ~~[may also be issued]~~ to:

50 **(1) An applicant who:**

51 **(a) Presents proof** ~~[to a qualified firearms safety instructor]~~ that the applicant ~~[has]~~  
52 passed a regular or online course on firearm safety conducted by an instructor certified by the  
53 National Rifle Association that is at least one hour in length; and ~~[who also]~~

54 **(b) Passes the requirements of subdivisions (1), (2), (6), (7), (8), (9), and (10) of**  
55 **subsection 2 of this section in a course, not restricted by a period of hours, that is taught by a**  
56 **qualified firearms safety instructor; or**

57 **(2) An applicant who:**

58 **(a) Is serving on active duty in the United States Armed Forces;**

59 **(b) Presents proof that the applicant received a marksmanship qualification**  
60 **badge with a pistol, a marksmanship ribbon with a pistol, or a pistol marksmanship**  
61 **award; and**

62 **(c) Passes the requirements of subdivisions (1), (4), (5), (6), (7), and (8) of**  
63 **subsection 2 of this section in a course, not restricted by a period of hours, that is taught**  
64 **by a qualified firearms safety instructor.**

65 **4. A qualified firearms safety instructor shall not give a grade of passing to an**  
66 **applicant for a concealed carry permit who:**

67 **(1) Does not follow the orders of the qualified firearms instructor or cognizant range**  
68 **officer; or**

69 **(2) Handles a firearm in a manner that, in the judgment of the qualified firearm safety**  
70 **instructor, poses a danger to the applicant or to others; or**

71 **(3) During the live-fire testing portion of the course fails to hit the silhouette portion**  
72 **of the targets with at least fifteen rounds.**

73           5. Qualified firearms safety instructors who provide firearms safety instruction to any  
74 person who applies for a concealed carry permit shall:

75           (1) Make the applicant's course records available upon request to the sheriff of the  
76 county in which the applicant resides;

77           (2) Maintain all course records on students for a period of no less than four years  
78 from course completion date; and

79           (3) Not have more than forty students per certified instructor in the classroom portion  
80 of the course or more than five students per range officer engaged in range firing.

81           6. A firearms safety instructor shall be considered to be a qualified firearms safety  
82 instructor by any sheriff issuing a concealed carry permit pursuant to sections 571.101 to  
83 571.121 **or sections 571.205 to 571.230** if the instructor:

84           (1) Is a valid firearms safety instructor certified by the National Rifle Association  
85 holding a rating as a personal protection instructor or pistol marksmanship instructor; or

86           (2) Submits a photocopy of a notarized certificate from a firearms safety instructor's  
87 course offered by a local, state, or federal governmental agency; or

88           (3) Submits a photocopy of a notarized certificate from a firearms safety instructor  
89 course approved by the department of public safety; or

90           (4) Has successfully completed a firearms safety instructor course given by or under  
91 the supervision of any state, county, municipal, or federal law enforcement agency; or

92           (5) Is a certified police officer firearms safety instructor.

93           7. Any firearms safety instructor qualified under subsection 6 of this section may  
94 submit a copy of a training instructor certificate, course outline bearing the notarized  
95 signature of the instructor, and a recent photograph of the instructor to the sheriff of the  
96 county in which the instructor resides. The sheriff shall review the training instructor  
97 certificate along with the course outline and verify the firearms safety instructor is qualified  
98 and the course meets the requirements provided under this section. If the sheriff verifies the  
99 firearms safety instructor is qualified and the course meets the requirements provided under  
100 this section, the sheriff shall collect an annual registration fee of ten dollars from each  
101 qualified instructor who chooses to submit such information and submit the registration to the  
102 Missouri sheriff methamphetamine relief taskforce. The Missouri sheriff methamphetamine  
103 relief taskforce, or its designated agent, shall create and maintain a statewide database of  
104 qualified instructors. This information shall be a closed record except for access by any  
105 sheriff. Firearms safety instructors may register annually and the registration is only effective  
106 for the calendar year in which the instructor registered. Any sheriff may access the statewide  
107 database maintained by the Missouri sheriff methamphetamine relief taskforce to verify the  
108 firearms safety instructor is qualified and the course offered by the instructor meets the  
109 requirements provided under this section. Unless a sheriff has reason to believe otherwise, a

110 sheriff shall presume a firearms safety instructor is qualified to provide firearms safety  
111 instruction in counties throughout the state under this section if the instructor is registered on  
112 the statewide database of qualified instructors.

113 8. Any firearms safety instructor who knowingly provides any sheriff with any false  
114 information concerning an applicant's performance on any portion of the required training and  
115 qualification shall be guilty of a class C misdemeanor. A violation of the provisions of this  
116 section shall result in the person being prohibited from instructing concealed carry permit  
117 classes and issuing certificates.

571.117. 1. Any person who has knowledge that another person, who was issued a  
2 concealed carry permit pursuant to sections 571.101 to 571.121, or concealed carry  
3 endorsement prior to August 28, 2013, never was or no longer is eligible for such permit or  
4 endorsement under the criteria established in sections 571.101 to 571.121 may file a petition  
5 with the clerk of the small claims court to revoke that person's concealed carry permit or  
6 endorsement. The petition shall be in a form substantially similar to the petition for  
7 revocation of concealed carry permit or endorsement provided in this section. ~~[Appeal]~~  
8 **Revocation petition** forms shall be provided by the clerk of the small claims court free of  
9 charge to any person:

SMALL CLAIMS COURT

In the Circuit Court of \_\_\_\_\_, Missouri

\_\_\_\_\_, PLAINTIFF

)

)

vs. ) Case Number \_\_\_\_\_

)

\_\_\_\_\_, DEFENDANT,

Carry Permit or Endorsement Holder

\_\_\_\_\_, DEFENDANT,

Sheriff of Issuance

PETITION FOR REVOCATION OF A  
CONCEALED CARRY PERMIT OR CONCEALED CARRY  
ENDORSEMENT

Plaintiff states to the court that the defendant, \_\_\_\_\_, has a concealed  
carry permit issued pursuant to sections 571.101 to 571.121, RSMo, or  
a concealed carry endorsement issued prior to August 28, 2013, and  
that the defendant's concealed carry permit or concealed carry  
endorsement should now be revoked because the defendant either  
never was or no longer is eligible for such a permit or endorsement

30 pursuant to the provisions of sections 571.101 to 571.121, RSMo,  
 31 specifically plaintiff states that defendant, \_\_\_\_\_, never was or no  
 32 longer is eligible for such permit or endorsement for one or more of the  
 33 following reasons:

34 (CHECK BELOW EACH REASON THAT APPLIES TO THIS  
 35 DEFENDANT)

- |  |  |
|--|--|
| 36<br>37<br>38   | <input type="checkbox"/> Defendant is not at least <del>[nineteen years of age or at least]</del> eighteen years of age <del>[and a member of the United States Armed Forces or honorably discharged from the United States Armed Forces].</del>   |
| 39<br>40   | <input type="checkbox"/> Defendant is not a citizen or permanent resident of the United States.  |
| 41<br>42<br>43   | <input type="checkbox"/> Defendant had not resided in this state prior to issuance of the permit and does not qualify as a military member or spouse of a military member stationed in Missouri.   |
| 44<br>45<br>46<br>47<br>48<br>49<br>50                                     | <input type="checkbox"/> Defendant has <del>[pled guilty to or]</del> been convicted of a crime punishable by imprisonment for a term exceeding <del>[two years]</del> <b>one year</b> under the laws of any state or of the United States other than a crime classified as a misdemeanor under the laws of any state and punishable by a term of imprisonment of <del>[one year]</del> <b>two years</b> or less that does not involve an explosive weapon, firearm, firearm silencer, or gas gun.   |
| 51<br>52<br>53<br>54<br>55<br>56<br>57<br>58<br>59<br>60<br>61<br>62<br>63 | <input type="checkbox"/> Defendant has been convicted of <del>[, pled guilty to or entered a plea of nolo contendere to]</del> one or more misdemeanor offenses involving crimes of violence within a five-year period immediately preceding application for a concealed carry permit issued pursuant to sections 571.101 to 571.121, RSMo, or a concealed carry endorsement issued prior to August 28, 2013, or if the applicant has been convicted of two or more misdemeanor offenses involving driving while under the influence of intoxicating liquor or drugs or the possession or abuse of a controlled substance within a five-year period immediately preceding application for a concealed carry permit issued pursuant to sections 571.101 to 571.121, RSMo, or a concealed carry endorsement issued prior to August 28, 2013. |
| 64<br>65   | <input type="checkbox"/> Defendant is a fugitive from justice or currently charged in an information or indictment with the commission of a crime  |

66 punishable by imprisonment for a term exceeding one year under  
 67 the laws of any state of the United States other than a crime  
 68 classified as a misdemeanor under the laws of any state and  
 69 punishable by a term of imprisonment of two years or less that  
 70 does not involve an explosive weapon, firearm, firearm silencer, or  
 71 gas gun.

72  Defendant has been discharged under dishonorable conditions  
 73 from the United States Armed Forces.

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

76  Defendant is adjudged mentally incompetent at the time of  
 77 application or for five years prior to application, or has been  
 78 committed to a mental health facility, as defined in section  
 79 632.005, RSMo, or a similar institution located in another state,  
 80 except that a person whose release or discharge from a facility in  
 81 this state pursuant to chapter 632, RSMo, or a similar discharge  
 82 from a facility in another state, occurred more than five years ago  
 83 without subsequent recommitment may apply.

84  Defendant failed to submit a completed application for a concealed  
 85 carry permit issued pursuant to sections 571.101 to 571.121,  
 86 RSMo, or a concealed carry endorsement issued prior to August  
 87 28, 2013.

88  Defendant failed to submit to or failed to clear the required  
 89 background check. (Note: This does not apply if the defendant has  
 90 submitted to a background check and been issued a provisional  
 91 permit pursuant to subdivision (2) of subsection 5 of section  
 92 571.101, and the results of the background check are still pending.)

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

96  Defendant is otherwise disqualified from possessing a firearm  
 97 pursuant to 18 U.S.C. Section 922(g) or section 571.070, RSMo,  
 98 because (specify reason):

99 The plaintiff subject to penalty for perjury states that the information  
 100 contained in this petition is true and correct to the best of the plaintiff's



101 knowledge, is reasonably based upon the petitioner's personal  
102 knowledge and is not primarily intended to harass the defendant/  
103 respondent named herein.

104 \_\_\_\_\_, PLAINTIFF

105 2. If at the hearing the plaintiff shows that the defendant was not eligible for the  
106 concealed carry permit issued pursuant to sections 571.101 to 571.121, or a concealed carry  
107 endorsement issued prior to August 28, 2013, at the time of issuance or renewal or is no  
108 longer eligible for a concealed carry permit or the concealed carry endorsement, the court  
109 shall issue an appropriate order to cause the revocation of the concealed carry permit and, if  
110 applicable, the concealed carry endorsement. Costs shall not be assessed against the sheriff.

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

122 4. Any person aggrieved by any final judgment rendered by a small claims court in a  
123 petition for revocation of a concealed carry permit or concealed carry endorsement may have  
124 a right to trial de novo as provided in sections 512.180 to 512.320.

125 5. The office of the county sheriff or any employee or agent of the county sheriff shall  
126 not be liable for damages in any civil action arising from alleged wrongful or improper  
127 granting, renewing, or failure to revoke a concealed carry permit issued pursuant to sections  
128 571.101 to 571.121, or a certificate of qualification for a concealed carry endorsement issued  
129 prior to August 28, 2013, so long as the sheriff acted in good faith.

**571.128. 1. For purposes of this section, "publicly funded transportation  
2 system" means the property, equipment, rights-of-way, or buildings, whether publicly  
3 or privately owned and operated, of an entity that receives public funds and holds itself  
4 out to the general public for the transportation of persons. This includes portions of a  
5 public transportation system provided through a contract with a private entity but  
6 excludes any corporation that provides intercity passenger train service on railroads**

7 throughout the United States or any private partnership in which the corporation  
8 engages.

9       **2. Notwithstanding any provision of this chapter or chapter 70, 577, or 578 to the**  
10 **contrary, a person carrying a firearm concealed on or about his or her person who is**  
11 **lawfully in possession of a valid concealed carry permit issued under sections 571.101 to**  
12 **571.121 or sections 571.205 to 571.230, a valid concealed carry endorsement issued prior**  
13 **to August 28, 2013, or a valid concealed carry permit or endorsement issued by another**  
14 **state or political subdivision of another state shall not be prohibited or impeded from**  
15 **accessing or using any publicly funded transportation system and shall not be harassed**  
16 **or detained for carrying a concealed firearm on the property, vehicles, or conveyances**  
17 **owned, contracted, or leased by such systems that are accessible to the public.**

571.205. 1. Upon request and payment of the required fee, the sheriff shall issue a  
2 concealed carry permit that is valid through the state of Missouri for the lifetime of the permit  
3 holder to a Missouri resident who meets the requirements of sections 571.205 to 571.230,  
4 known as a Missouri lifetime concealed carry permit. A person may also request, and the  
5 sheriff shall issue upon payment of the required fee, a concealed carry permit that is valid  
6 through the state of Missouri for a period of either ten years or twenty-five years from the  
7 date of issuance or renewal to a Missouri resident who meets the requirements of sections  
8 571.205 to 571.230. Such permit shall be known as a Missouri extended concealed carry  
9 permit. A person issued a Missouri lifetime or extended concealed carry permit shall be  
10 required to comply with the provisions of sections 571.205 to 571.230. If the applicant can  
11 show qualification as provided by sections 571.205 to 571.230, the sheriff shall issue a  
12 Missouri lifetime or extended concealed carry permit authorizing the carrying of a concealed  
13 firearm on or about the applicant's person or within a vehicle.

14       2. A Missouri lifetime or extended concealed carry permit shall be suspended if the  
15 permit holder becomes a resident of another state. The permit may be reactivated upon  
16 reestablishment of Missouri residency if the applicant meets the requirements of sections  
17 571.205 to 571.230, and upon successful completion of a name-based inquiry of the National  
18 Instant Background Check System.

19       3. A Missouri lifetime or extended concealed carry permit shall be issued by the  
20 sheriff or his or her designee of the county or city in which the applicant resides, if the  
21 applicant:

22       (1) Is ~~[at least nineteen]~~ **eighteen** years of age **or older**, is a citizen or permanent  
23 resident of the United States, and has assumed residency in this state~~]; or is at least eighteen~~  
24 ~~years of age and a member of the United States Armed Forces or honorably discharged from~~  
25 ~~the United States Armed Forces, and is a citizen of the United States and has assumed~~  
26 ~~residency in this state];~~

27 (2) Has not [~~pled guilty to or entered a plea of nolo contendere or~~] been convicted of a  
28 crime punishable by imprisonment for a term exceeding one year under the laws of any state  
29 or of the United States, other than a crime classified as a misdemeanor under the laws of any  
30 state and punishable by a term of imprisonment of two years or less that does not involve an  
31 explosive weapon, firearm, firearm silencer, or gas gun;

32 (3) Has not been convicted of [~~pled guilty to or entered a plea of nolo contendere to~~]  
33 one or more misdemeanor offenses involving crimes of violence within a five-year period  
34 immediately preceding application for a Missouri lifetime or extended concealed carry permit  
35 or if the applicant has not been convicted of two or more misdemeanor offenses involving  
36 driving while under the influence of intoxicating liquor or drugs or the possession or abuse of  
37 a controlled substance within a five-year period immediately preceding application for a  
38 Missouri lifetime or extended concealed carry permit;

39 (4) Is not a fugitive from justice or currently charged in an information or indictment  
40 with the commission of a crime punishable by imprisonment for a term exceeding one year  
41 under the laws of any state of the United States, other than a crime classified as a  
42 misdemeanor under the laws of any state and punishable by a term of imprisonment of two  
43 years or less that does not involve an explosive weapon, firearm, firearm silencer, or gas gun;

44 (5) Has not been discharged under dishonorable conditions from the United States  
45 Armed Forces;

46 (6) Has not engaged in a pattern of behavior, documented in public or closed records,  
47 that causes the sheriff to have a reasonable belief that the applicant presents a danger to  
48 himself or herself or others;

49 (7) Is not adjudged mentally incompetent at the time of application or for five years  
50 prior to application, or has not been committed to a mental health facility, as defined in  
51 section 632.005, or a similar institution located in another state following a hearing at which  
52 the defendant was represented by counsel or a representative;

53 (8) Submits a completed application for a permit as described in subsection 4 of this  
54 section;

55 (9) Submits an affidavit attesting that the applicant complies with the concealed carry  
56 safety training requirement under subsections 1 and 2 of section 571.111;

57 (10) Is not the respondent of a valid full order of protection which is still in effect;

58 (11) Is not otherwise prohibited from possessing a firearm under section 571.070 or  
59 18 U.S.C. Section 922(g).

60 4. The application for a Missouri lifetime or extended concealed carry permit issued  
61 by the sheriff of the county of the applicant's residence shall contain only the following  
62 information:

63 (1) The applicant's name, address, telephone number, gender, date and place of birth,  
64 and, if the applicant is not a United States citizen, the applicant's country of citizenship and  
65 any alien or admission number issued by the United States Immigration and Customs  
66 Enforcement or any successor agency;

67 (2) An affirmation that the applicant has assumed residency in Missouri and is a  
68 citizen or permanent resident of the United States;

69 (3) An affirmation that the applicant is ~~[at least nineteen years of age or is]~~ eighteen  
70 years of age or older ~~[and a member of the United States Armed Forces or honorably~~  
71 ~~discharged from the United States Armed Forces];~~

72 (4) An affirmation that the applicant has not ~~[pled guilty to or]~~ been convicted of a  
73 crime punishable by imprisonment for a term exceeding one year under the laws of any state  
74 or of the United States other than a crime classified as a misdemeanor under the laws of any  
75 state and punishable by a term of imprisonment of two years or less that does not involve an  
76 explosive weapon, firearm, firearm silencer, or gas gun;

77 (5) An affirmation that the applicant has not been convicted of ~~], pled guilty to, or~~  
78 ~~entered a plea of nolo contendere to]~~ one or more misdemeanor offenses involving crimes of  
79 violence within a five-year period immediately preceding application for a permit or that the  
80 applicant has not been convicted of two or more misdemeanor offenses involving driving  
81 while under the influence of intoxicating liquor or drugs or the possession or abuse of a  
82 controlled substance within a five-year period immediately preceding application for a  
83 permit;

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

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

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

98 (9) An affirmation that the applicant has received firearms safety training that meets  
99 the standards of applicant firearms safety training defined in subsection 1 or 2 of section  
100 571.111;

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

103 (11) A conspicuous warning that false statements made by the applicant will result in  
104 prosecution for perjury under the laws of the state of Missouri; and

105 (12) A government-issued photo identification. This photograph shall not be  
106 included on the permit and shall only be used to verify the person's identity for the issuance of  
107 a new permit, issuance of a new permit due to change of name or address, renewal of an  
108 extended permit, or for a lost or destroyed permit, or reactivation under subsection 2 of this  
109 section.

110 5. An application for a Missouri lifetime or extended concealed carry permit shall be  
111 made to the sheriff of the county in which the applicant resides. An application shall be filed  
112 in writing, signed under oath and under the penalties of perjury, and shall state whether the  
113 applicant complies with each of the requirements specified in subsection 3 of this section. In  
114 addition to the completed application, the applicant for a Missouri lifetime or extended  
115 concealed carry permit shall also submit the following:

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

119 (2) A nonrefundable permit fee as provided by subsection 12 of this section.

120 6. (1) Before an application for a Missouri lifetime or extended concealed carry  
121 permit is approved, the sheriff shall make only such inquiries as he or she deems necessary  
122 into the accuracy of the statements made in the application. The sheriff may require that the  
123 applicant display a Missouri driver's license or nondriver's license or military identification.  
124 No biometric data shall be collected from the applicant. The sheriff shall conduct an inquiry  
125 of the National Instant Criminal Background Check System within three working days after  
126 submission of the properly completed application for a Missouri lifetime or extended  
127 concealed carry permit. Upon receipt of the completed report from the National Instant  
128 Criminal Background Check System, the sheriff shall examine the results and, if no  
129 disqualifying information is identified, shall issue a Missouri lifetime or extended concealed  
130 carry permit within three working days.

131 (2) In the event the report from the National Instant Criminal Background Check  
132 System and the response from the Federal Bureau of Investigation national criminal history  
133 record check prescribed by subdivision (1) of this subsection are not completed within forty-  
134 five calendar days and no disqualifying information concerning the applicant has otherwise

135 come to the sheriff's attention, the sheriff shall issue a provisional permit, clearly designated  
136 on the certificate as such, which the applicant shall sign in the presence of the sheriff or the  
137 sheriff's designee. This permit, when carried with a valid Missouri driver's or nondriver's  
138 license, shall permit the applicant to exercise the same rights in accordance with the same  
139 conditions as pertain to a Missouri lifetime or extended concealed carry permit issued under  
140 this section, provided that it shall not serve as an alternative to a national instant criminal  
141 background check required by 18 U.S.C. Section 922(t). The provisional permit shall remain  
142 valid until such time as the sheriff either issues or denies the permit under subsection 7 or 8 of  
143 this section. The sheriff shall revoke a provisional permit issued under this subsection within  
144 twenty-four hours of receipt of any report that identifies a disqualifying record, and shall  
145 notify the concealed carry permit system established under subsection 5 of section 650.350.  
146 The revocation of a provisional permit issued under this section shall be prescribed in a  
147 manner consistent to the denial and review of an application under subsection 7 of this  
148 section.

149         7. The sheriff may refuse to approve an application for a Missouri lifetime or  
150 extended concealed carry permit if he or she determines that any of the requirements specified  
151 in subsection 3 of this section have not been met, or if he or she has a substantial and  
152 demonstrable reason to believe that the applicant has rendered a false statement regarding any  
153 of the provisions of sections 571.205 to 571.230. If the applicant is found to be ineligible, the  
154 sheriff is required to deny the application, and notify the applicant in writing, stating the  
155 grounds for denial and informing the applicant of the right to submit, within thirty days, any  
156 additional documentation relating to the grounds of the denial. Upon receiving any additional  
157 documentation, the sheriff shall reconsider his or her decision and inform the applicant within  
158 thirty days of the result of the reconsideration. The applicant shall further be informed in  
159 writing of the right to appeal the denial under section 571.220. After two additional reviews  
160 and denials by the sheriff, the person submitting the application shall appeal the denial under  
161 section 571.220.

162         8. If the application is approved, the sheriff shall issue a Missouri lifetime or extended  
163 concealed carry permit to the applicant within a period not to exceed three working days after  
164 his or her approval of the application. The applicant shall sign the Missouri lifetime or  
165 extended concealed carry permit in the presence of the sheriff or his or her designee.

166         9. The Missouri lifetime or extended concealed carry permit shall specify only the  
167 following information:

- 168             (1) Name, address, date of birth, gender, height, weight, color of hair, color of eyes,  
169 and signature of the permit holder;
- 170             (2) The signature of the sheriff issuing the permit;
- 171             (3) The date of issuance;

172 (4) A clear statement indicating that the permit is only valid within the state of  
173 Missouri; and

174 (5) If the permit is a Missouri extended concealed carry permit, the expiration date.

175

176 The permit shall be no larger than two and one-eighth inches wide by three and three-eighths  
177 inches long and shall be of a uniform style prescribed by the department of public safety. The  
178 permit shall also be assigned a concealed carry permit system county code and shall be stored  
179 in sequential number.

180 10. (1) The sheriff shall keep a record of all applications for a Missouri lifetime or  
181 extended concealed carry permit or a provisional permit and his or her action thereon. Any  
182 record of an application that is incomplete or denied for any reason shall be kept for a period  
183 not to exceed one year.

184 (2) The sheriff shall report the issuance of a Missouri lifetime or extended concealed  
185 carry permit or provisional permit to the concealed carry permit system. All information on  
186 any such permit that is protected information on any driver's or nondriver's license shall have  
187 the same personal protection for purposes of sections 571.205 to 571.230. An applicant's  
188 status as a holder of a Missouri lifetime or extended concealed carry permit or provisional  
189 permit shall not be public information and shall be considered personal protected information.  
190 Information retained in the concealed carry permit system under this subsection shall not be  
191 distributed to any federal, state, or private entities and shall only be made available for a  
192 single entry query of an individual in the event the individual is a subject of interest in an  
193 active criminal investigation or is arrested for a crime. A sheriff may access the concealed  
194 carry permit system for administrative purposes to issue a permit, verify the accuracy of  
195 permit holder information, change the name or address of a permit holder, suspend or revoke  
196 a permit, cancel an expired permit, or cancel a permit upon receipt of a certified death  
197 certificate for the permit holder. Any person who violates the provisions of this subdivision  
198 by disclosing protected information shall be guilty of a class A misdemeanor.

199 11. Information regarding any holder of a Missouri lifetime or extended concealed  
200 carry permit is a closed record. No bulk download or batch data shall be distributed to any  
201 federal, state, or private entity, except to MoSMART or a designee thereof.

202 12. For processing an application, the sheriff in each county shall charge a  
203 nonrefundable fee not to exceed:

204 (1) Two hundred dollars for a new Missouri extended concealed carry permit that is  
205 valid for ten years from the date of issuance or renewal;

206 (2) Two hundred fifty dollars for a new Missouri extended concealed carry permit  
207 that is valid for twenty-five years from the date of issuance or renewal;

208 (3) Fifty dollars for a renewal of a Missouri extended concealed carry permit;

209 (4) Five hundred dollars for a Missouri lifetime concealed carry permit,  
210  
211 which shall be paid to the treasury of the county to the credit of the sheriff's revolving fund.

571.215. 1. A Missouri lifetime or extended concealed carry permit issued under  
2 sections 571.205 to 571.230 shall authorize the person in whose name the permit is issued to  
3 carry concealed firearms on or about his or her person or vehicle throughout the state. No  
4 Missouri lifetime or extended concealed carry permit shall authorize any person to carry  
5 concealed firearms into:

6 (1) Any police, sheriff, or highway patrol office or station without the consent of the  
7 chief law enforcement officer in charge of that office or station. Possession of a firearm in a  
8 vehicle on the premises of the office or station shall not be a criminal offense so long as the  
9 firearm is not removed from the vehicle or brandished while the vehicle is on the premises;

10 (2) Within twenty-five feet of any polling place on any election day. Possession of a  
11 firearm in a vehicle on the premises of the polling place shall not be a criminal offense so  
12 long as the firearm is not removed from the vehicle or brandished while the vehicle is on the  
13 premises;

14 (3) The facility of any adult or juvenile detention or correctional institution, prison or  
15 jail. Possession of a firearm in a vehicle on the premises of any adult, juvenile detention, or  
16 correctional institution, prison or jail shall not be a criminal offense so long as the firearm is  
17 not removed from the vehicle or brandished while the vehicle is on the premises;

18 (4) Any courthouse solely occupied by the circuit, appellate or supreme court, or any  
19 courtrooms, administrative offices, libraries, or other rooms of any such court whether or not  
20 such court solely occupies the building in question. This subdivision shall also include, but  
21 not be limited to, any juvenile, family, drug, or other court offices, any room or office wherein  
22 any of the courts or offices listed in this subdivision are temporarily conducting any business  
23 within the jurisdiction of such courts or offices, and such other locations in such manner as  
24 may be specified by supreme court rule under subdivision (6) of this subsection. Nothing in  
25 this subdivision shall preclude those persons listed in subdivision (1) of subsection 2 of  
26 section 571.030 while within their jurisdiction and on duty, those persons listed in  
27 subdivisions (2), (4), and ~~[(4)]~~ **(12)** of subsection 2 of section 571.030, or such other persons  
28 who serve in a law enforcement capacity for a court as may be specified by supreme court  
29 rule under subdivision (6) of this subsection from carrying a concealed firearm within any of  
30 the areas described in this subdivision. Possession of a firearm in a vehicle on the premises of  
31 any of the areas listed in this subdivision shall not be a criminal offense so long as the firearm  
32 is not removed from the vehicle or brandished while the vehicle is on the premises;

33 (5) Any meeting of the governing body of a unit of local government, or any meeting  
34 of the general assembly or a committee of the general assembly, except that nothing in this



35 subdivision shall preclude a member of the body holding a valid Missouri lifetime or  
36 extended concealed carry permit from carrying a concealed firearm at a meeting of the body  
37 which he or she is a member. Possession of a firearm in a vehicle on the premises shall not be  
38 a criminal offense so long as the firearm is not removed from the vehicle or brandished while  
39 the vehicle is on the premises. Nothing in this subdivision shall preclude a member of the  
40 general assembly, a full-time employee of the general assembly employed under Section 17,  
41 Article III, Constitution of Missouri, legislative employees of the general assembly as  
42 determined under section 21.155, or statewide elected officials and their employees, holding a  
43 valid Missouri lifetime or extended concealed carry permit, from carrying a concealed firearm  
44 in the state capitol building or at a meeting whether of the full body of a house of the general  
45 assembly or a committee thereof, that is held in the state capitol building;

46 (6) The general assembly, supreme court, county, or municipality may by rule,  
47 administrative regulation, or ordinance prohibit or limit the carrying of concealed firearms by  
48 permit holders in that portion of a building owned, leased, or controlled by that unit of  
49 government. Any portion of a building in which the carrying of concealed firearms is  
50 prohibited or limited shall be clearly identified by signs posted at the entrance to the restricted  
51 area. The statute, rule, or ordinance shall exempt any building used for public housing by  
52 private persons, highways or rest areas, firing ranges, and private dwellings owned, leased, or  
53 controlled by that unit of government from any restriction on the carrying or possession of a  
54 firearm. The statute, rule, or ordinance shall not specify any criminal penalty for its violation  
55 but may specify that persons violating the statute, rule, or ordinance may be denied entrance  
56 to the building, ordered to leave the building and if employees of the unit of government, be  
57 subjected to disciplinary measures for violation of the provisions of the statute, rule, or  
58 ordinance. The provisions of this subdivision shall not apply to any other unit of government;

59 (7) Any establishment licensed to dispense intoxicating liquor for consumption on the  
60 premises, which portion is primarily devoted to that purpose, without the consent of the  
61 owner or manager. The provisions of this subdivision shall not apply to the licensee of said  
62 establishment. The provisions of this subdivision shall not apply to any bona fide restaurant  
63 open to the general public having dining facilities for not less than fifty persons and that  
64 receives at least fifty-one percent of its gross annual income from the dining facilities by the  
65 sale of food. This subdivision does not prohibit the possession of a firearm in a vehicle on the  
66 premises of the establishment and shall not be a criminal offense so long as the firearm is not  
67 removed from the vehicle or brandished while the vehicle is on the premises. Nothing in this  
68 subdivision authorizes any individual who has been issued a Missouri lifetime or extended  
69 concealed carry permit to possess any firearm while intoxicated;

70 (8) Any area of an airport to which access is controlled by the inspection of persons  
71 and property. Possession of a firearm in a vehicle on the premises of the airport shall not be a

72 criminal offense so long as the firearm is not removed from the vehicle or brandished while  
73 the vehicle is on the premises;

74 (9) Any place where the carrying of a firearm is prohibited by federal law;

75 (10) Any higher education institution or elementary or secondary school facility  
76 without the consent of the governing body of the higher education institution or a school  
77 official or the district school board, unless the person with the Missouri lifetime or extended  
78 concealed carry permit is a teacher or administrator of an elementary or secondary school  
79 who has been designated by his or her school district as a school protection officer and is  
80 carrying a firearm in a school within that district, in which case no consent is required.  
81 Possession of a firearm in a vehicle on the premises of any higher education institution or  
82 elementary or secondary school facility shall not be a criminal offense so long as the firearm  
83 is not removed from the vehicle or brandished while the vehicle is on the premises;

84 (11) Any portion of a building used as a child care facility without the consent of the  
85 manager. Nothing in this subdivision shall prevent the operator of a child care facility in a  
86 family home from owning or possessing a firearm or a Missouri lifetime or extended  
87 concealed carry permit;

88 (12) Any riverboat gambling operation accessible by the public without the consent  
89 of the owner or manager under rules promulgated by the gaming commission. Possession of  
90 a firearm in a vehicle on the premises of a riverboat gambling operation shall not be a  
91 criminal offense so long as the firearm is not removed from the vehicle or brandished while  
92 the vehicle is on the premises;

93 (13) Any gated area of an amusement park. Possession of a firearm in a vehicle on  
94 the premises of the amusement park shall not be a criminal offense so long as the firearm is  
95 not removed from the vehicle or brandished while the vehicle is on the premises;

96 ~~(14) [Any church or other place of religious worship without the consent of the~~  
97 ~~minister or person or persons representing the religious organization that exercises control~~  
98 ~~over the place of religious worship. Possession of a firearm in a vehicle on the premises shall~~  
99 ~~not be a criminal offense so long as the firearm is not removed from the vehicle or brandished~~  
100 ~~while the vehicle is on the premises;~~

101 ~~(15)~~ Any private property whose owner has posted the premises as being off-limits  
102 to concealed firearms by means of one or more signs displayed in a conspicuous place of a  
103 minimum size of eleven inches by fourteen inches with the writing thereon in letters of not  
104 less than one inch. The owner, business or commercial lessee, manager of a private business  
105 enterprise, or any other organization, entity, or person may prohibit persons holding a  
106 Missouri lifetime or extended concealed carry permit from carrying concealed firearms on the  
107 premises and may prohibit employees, not authorized by the employer, holding a Missouri  
108 lifetime or extended concealed carry permit from carrying concealed firearms on the property

109 of the employer. If the building or the premises are open to the public, the employer of the  
110 business enterprise shall post signs on or about the premises if carrying a concealed firearm is  
111 prohibited. Possession of a firearm in a vehicle on the premises shall not be a criminal  
112 offense so long as the firearm is not removed from the vehicle or brandished while the vehicle  
113 is on the premises. An employer may prohibit employees or other persons holding a Missouri  
114 lifetime or extended concealed carry permit from carrying a concealed firearm in vehicles  
115 owned by the employer;

116 ~~[(16)]~~ **(15)** Any sports arena or stadium with a seating capacity of five thousand or  
117 more. Possession of a firearm in a vehicle on the premises shall not be a criminal offense so  
118 long as the firearm is not removed from the vehicle or brandished while the vehicle is on the  
119 premises; **or**

120 ~~[(17)]~~ **(16)** Any hospital accessible by the public. Possession of a firearm in a vehicle  
121 on the premises of a hospital shall not be a criminal offense so long as the firearm is not  
122 removed from the vehicle or brandished while the vehicle is on the premises.

123 2. Carrying of a concealed firearm in a location specified in subdivisions (1) to ~~[(17)]~~  
124 **(16)** of subsection 1 of this section by any individual who holds a Missouri lifetime or  
125 extended concealed carry permit shall not be a criminal act but may subject the person to  
126 denial to the premises or removal from the premises. If such person refuses to leave the  
127 premises and a peace officer is summoned, such person may be issued a citation for an  
128 amount not to exceed one hundred dollars for the first offense. If a second citation for a  
129 similar violation occurs within a six-month period, such person shall be fined an amount not  
130 to exceed two hundred dollars and his or her permit to carry concealed firearms shall be  
131 suspended for a period of one year. If a third citation for a similar violation is issued within  
132 one year of the first citation, such person shall be fined an amount not to exceed five hundred  
133 dollars and shall have his or her Missouri lifetime or extended concealed carry permit revoked  
134 and such person shall not be eligible for a Missouri lifetime or extended concealed carry  
135 permit or a concealed carry permit issued under sections 571.101 to 571.121 for a period of  
136 three years. Upon conviction of charges arising from a citation issued under this subsection,  
137 the court shall notify the sheriff of the county which issued the Missouri lifetime or extended  
138 concealed carry permit. The sheriff shall suspend or revoke the Missouri lifetime or extended  
139 concealed carry permit.

140 **3. The provisions of section 571.128 shall apply to any person carrying a firearm**  
141 **concealed on or about his or her person who is lawfully in possession of a valid Missouri**  
142 **lifetime or extended concealed carry permit.**

571.225. 1. Any person who has knowledge that another person, who was issued a  
2 Missouri lifetime or extended concealed carry permit under sections 571.205 to 571.230,  
3 never was or no longer is eligible for such permit under the criteria established in sections

4 571.205 to 571.230 may file a petition with the clerk of the small claims court to revoke that  
 5 person's Missouri lifetime or extended concealed carry permit. The petition shall be in a form  
 6 substantially similar to the petition for revocation of a Missouri lifetime or extended  
 7 concealed carry permit provided in this section. ~~[Appeal]~~ **Revocation petition** forms shall be  
 8 provided by the clerk of the small claims court free of charge to any person:

9 SMALL CLAIMS COURT

10 In the Circuit Court of \_\_\_\_\_, Missouri

11 \_\_\_\_\_, PLAINTIFF

12 )

13 )

14 vs. ) Case Number \_\_\_\_\_

15 )

16 )

17 \_\_\_\_\_, DEFENDANT,

18 Lifetime or Extended Carry Permit Holder

19 \_\_\_\_\_, DEFENDANT,

20 Sheriff of Issuance

21 PETITION FOR REVOCATION OF A  
 22 MISSOURI LIFETIME OR EXTENDED CONCEALED CARRY  
 23 PERMIT

24 Plaintiff states to the court that the defendant, \_\_\_\_\_, has a Missouri  
 25 lifetime or extended concealed carry permit issued pursuant to sections  
 26 571.205 to 571.230, RSMo, and that the defendant's Missouri lifetime  
 27 or extended concealed carry permit should now be revoked because the  
 28 defendant either never was or no longer is eligible for such a permit  
 29 pursuant to the provisions of sections 571.205 to 571.230, RSMo,  
 30 specifically plaintiff states that defendant, \_\_\_\_\_, never was or no  
 31 longer is eligible for such permit or endorsement for one or more of the  
 32 following reasons:

33 (CHECK BELOW EACH REASON THAT APPLIES TO THIS  
 34 DEFENDANT)

- |    |  |
|----|--|
| 35 | <input type="checkbox"/> Defendant is not at least <del>[nineteen years of age or at least]</del> eighteen<br>years of age <del>[and a member of the United States Armed Forces or<br/>         honorably discharged from the United States Armed Forces].</del> |
| 36 |  |
| 37 |  |
| 38 | <input type="checkbox"/> Defendant is not a citizen or permanent resident of the United<br>States.   |
| 39 |  |

- 40            Defendant had not resided in this state prior to issuance of the  
 41           permit or is not a current resident of this state.
- 42            Defendant has ~~[pled guilty to or]~~ been convicted of a crime  
 43           punishable by imprisonment for a term exceeding ~~[two years]~~ **one**  
 44           **year** under the laws of any state or of the United States other than a  
 45           crime classified as a misdemeanor under the laws of any state and  
 46           punishable by a term of imprisonment of ~~[one year]~~ **two years** or  
 47           less that does not involve an explosive weapon, firearm, firearm  
 48           silencer, or gas gun.
- 49            Defendant has been convicted of ~~[, pled guilty to or entered a plea~~  
 50           ~~of nolo contendere to]~~ one or more misdemeanor offenses  
 51           involving crimes of violence within a five-year period immediately  
 52           preceding application for a Missouri lifetime or extended  
 53           concealed carry permit issued pursuant to sections 571.205 to  
 54           571.230, RSMo, or the defendant has been convicted of two or  
 55           more misdemeanor offenses involving driving while under the  
 56           influence of intoxicating liquor or drugs or the possession or abuse  
 57           of a controlled substance within a five-year period immediately  
 58           preceding application for a concealed carry permit issued pursuant  
 59           to sections 571.205 to 571.230, RSMo.
- 60            Defendant is a fugitive from justice or currently charged in an  
 61           information or indictment with the commission of a crime  
 62           punishable by imprisonment for a term exceeding one year under  
 63           the laws of any state of the United States other than a crime  
 64           classified as a misdemeanor under the laws of any state and  
 65           punishable by a term of imprisonment of two years or less that  
 66           does not involve an explosive weapon, firearm, firearm silencer, or  
 67           gas gun.
- 68            Defendant has been discharged under dishonorable conditions  
 69           from the United States Armed Forces.
- 70            Defendant is reasonably believed by the sheriff to be a danger to  
 71           self or others based on previous, documented pattern.
- 72            Defendant is adjudged mentally incompetent at the time of  
 73           application or for five years prior to application, or has been  
 74           committed to a mental health facility, as defined in section  
 75           632.005, RSMo, or a similar institution located in another state,

76 | except that a person whose release or discharge from a facility in  
 77 | this state pursuant to chapter 632, RSMo, or a similar discharge  
 78 | from a facility in another state, occurred more than five years ago  
 79 | without subsequent recommitment may apply.

80 |  Defendant failed to submit a completed application for a concealed  
 81 | carry permit issued pursuant to sections 571.205 to 571.230,  
 82 | RSMo.

83 |  Defendant failed to submit to or failed to clear the required  
 84 | background check. (Note: This does not apply if the defendant has  
 85 | submitted to a background check and been issued a provisional  
 86 | permit pursuant to subdivision (2) of subsection 6 of section  
 87 | 571.205, RSMo, and the results of the background check are still  
 88 | pending.)

89 |  Defendant failed to submit an affidavit attesting that the applicant  
 90 | complies with the concealed carry safety training requirement  
 91 | pursuant to subsections 1 and 2 of section 571.111, RSMo.

92 |  Defendant is otherwise disqualified from possessing a firearm  
 93 | pursuant to 18 U.S.C. Section 922(g) or section 571.070, RSMo,  
 94 | because \_\_\_\_\_ (specify reason):

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

100 | \_\_\_\_\_, PLAINTIFF

101 | 2. If at the hearing the plaintiff shows that the defendant was not eligible for the  
 102 | Missouri lifetime or extended concealed carry permit issued under sections 571.205 to  
 103 | 571.230 at the time of issuance or renewal or is no longer eligible for a Missouri lifetime or  
 104 | extended concealed carry permit the court shall issue an appropriate order to cause the  
 105 | revocation of the Missouri lifetime or extended concealed carry permit. Costs shall not be  
 106 | assessed against the sheriff.

107 | 3. The finder of fact, in any action brought against a permit holder under subsection 1  
 108 | of this section, shall make findings of fact and the court shall make conclusions of law  
 109 | addressing the issues at dispute. If it is determined that the plaintiff in such an action acted  
 110 | without justification or with malice or primarily with an intent to harass the permit holder or  
 111 | that there was no reasonable basis to bring the action, the court shall order the plaintiff to pay

112 the defendant/respondent all reasonable costs incurred in defending the action including, but  
113 not limited to, attorney's fees, deposition costs, and lost wages. Once the court determines  
114 that the plaintiff is liable to the defendant/respondent for costs and fees, the extent and type of  
115 fees and costs to be awarded should be liberally calculated in defendant/respondent's favor.  
116 Notwithstanding any other provision of law, reasonable attorney's fees shall be presumed to  
117 be at least one hundred fifty dollars per hour.

118 4. Any person aggrieved by any final judgment rendered by a small claims court in a  
119 petition for revocation of a Missouri lifetime or extended concealed carry permit may have a  
120 right to trial de novo as provided in sections 512.180 to 512.320.

121 5. The office of the county sheriff or any employee or agent of the county sheriff shall  
122 not be liable for damages in any civil action arising from alleged wrongful or improper  
123 granting, renewing, or failure to revoke a Missouri lifetime or extended concealed carry  
124 permit issued under sections 571.205 to 571.230 so long as the sheriff acted in good faith.

577.703. 1. A person commits the offense of bus hijacking if he or she seizes or  
2 exercises control, by force or violence or threat of force or violence, of any bus. The offense  
3 of bus hijacking is a class B felony.

4 2. The offense of "assault with the intent to commit bus hijacking" is defined as an  
5 intimidation, threat, assault or battery toward any driver, attendant or guard of a bus so as to  
6 interfere with the performance of duties by such person. Assault to commit bus hijacking is a  
7 class D felony.

8 3. Any person, who, in the commission of such intimidation, threat, assault or battery  
9 with the intent to commit bus hijacking, employs a dangerous or deadly weapon or other  
10 means capable of inflicting serious bodily injury shall, upon conviction, be guilty of a class A  
11 felony.

12 4. **Except as otherwise provided under section 571.128**, any passenger who boards  
13 a bus with a dangerous or deadly weapon or other means capable of inflicting serious bodily  
14 injury concealed upon his or her person or effects is guilty of the felony of "possession and  
15 concealment of a dangerous or deadly weapon" upon a bus. Possession and concealment of a  
16 dangerous and deadly weapon by a passenger upon a bus is a class D felony. The provisions  
17 of this subsection shall not apply to:

18 (1) Duly elected or appointed law enforcement officers or commercial security  
19 personnel who are in possession of weapons used within the course and scope of their  
20 employment; ~~[nor shall the provisions of this subsection apply to]~~

21 (2) Persons who are in possession of weapons or other means of inflicting serious  
22 bodily injury with the consent of the owner of such bus, his or her agent, or the lessee or  
23 bailee of such bus; **or**

24           **(3) Persons carrying a concealed firearm who lawfully possess a valid concealed**  
25 **carry permit issued under sections 571.101 to 571.121 or sections 571.205 to 571.230, a**  
26 **valid concealed carry endorsement issued prior to August 28, 2013, or a valid concealed**  
27 **carry permit or endorsement issued by another state or political subdivision of another**  
28 **state.**

577.712. 1. In order to provide for the safety, comfort, and well-being of passengers  
2 and others having a bona fide business interest in any terminal, a bus transportation company  
3 may refuse admission to terminals to any person not having bona fide business within the  
4 terminal. Any such refusal shall not be inconsistent or contrary to state or federal laws,  
5 regulations pursuant thereto, or to any ordinance of the political subdivision in which such  
6 terminal is located. A duly authorized company representative may ask any person in a  
7 terminal or on the premises of a terminal to identify himself or herself and state his or her  
8 business. Failure to comply with such request or failure to state an acceptable business  
9 purpose shall be grounds for the company representative to request that such person leave the  
10 terminal. Refusal to comply with such request shall constitute disorderly conduct. Disorderly  
11 conduct shall be a class C misdemeanor.

12           **2. Except as otherwise provided by section 571.128,** it is unlawful for any person to  
13 carry a deadly or dangerous weapon or any explosives or hazardous material into a terminal  
14 or aboard a bus. Possession of a deadly or dangerous weapon, explosive or hazardous  
15 material shall be a class D felony. Upon the discovery of any such item or material, the  
16 company may obtain possession and retain custody of such item or material until it is  
17 transferred to the custody of law enforcement officers.

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