



SENATE BILL 90: Modify Handgun Permits.

2019-2020 General Assembly

Committee:	Senate Judiciary. If favorable, re-refer to Rules and Operations of the Senate	Date:	June 12, 2019
Introduced by:	Sens. Daniel, Britt, Johnson	Prepared by:	Shawn Middlebrooks
Analysis of:	PCS to First Edition S90-CSBQa-28		Staff Attorney

OVERVIEW: *The Proposed Committee Substitute to Senate Bill 90 would make various changes to North Carolina's handgun permit statutes.*

[As introduced, this bill was identical to H110, as introduced by Rep. R. Turner, which is currently in House Rules, Calendar, and Operations of the House.]

CURRENT LAW: North Carolina has two kinds of gun permits: pistol purchase permits and concealed carry permits. Both types of permits are issued by sheriffs.

G.S. 14-402

It is unlawful to sell or transfer any pistol in North Carolina, aside from an antique firearm, without a permit or license issued by a Sheriff.

G.S. 14-269

It is unlawful for most individuals to willfully and intentionally carry a pistol or gun concealed unless the individual has a concealed carry permit, or the person is on his or her own property.

Article 52A of Chapter 14 outlines the process for the sale of weapons in certain counties.

Article 54B of Chapter 14 describes the permit required to lawfully carry a concealed handgun and the permitting process.

BILL ANALYSIS:

Part I of the PCS to Senate Bill 90 would do the following:

- Recodify the pistol purchase permit under Article 54B of Chapter 14.
- Exempt law enforcement officers from needing a permit to purchase or receive a handgun if they produce certain information.
- Repeal statutes related to pistol purchase permits – G.S. 14-403, G.S. 14-404, G.S. 14-405, G.S. 14-407.1.
- Reclassify the concealed carry handgun permit as a *Class A handgun permit*.

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- Reclassify the pistol purchase permit as a *Class B handgun permit*.
- Clarify the requirements for handgun permits issued under Article 54B.
- Clarify that handgun permits shall be valid for seven years from the date of issuance.
- Clarify the time frame for sheriffs to issue handgun permits under this Article 54B.
- Clarify that a person with a Class B handgun permit is not authorized to carry a concealed handgun.
- Amend the amount of fees collected for handgun permits.

Part II of the PCS to Senate Bill 90 would make clarifying and conforming changes.

Part III of the PCS to Senate Bill 90 would clarify that an existing pistol purchase permit, or a concealed carry handgun permit, issued before the effective date of this act shall remain valid until the permit expires or is revoked.

Part IV of the PCS to Senate Bill 90 would appropriate \$6,300,00.00 recurring funds to the State Bureau of Investigation for purposes of conducting criminal background checks for handgun permits.

EFFECTIVE DATE: Parts I, II and III of this act are effective December 1, 2019. Part IV of this act is effective July 1, 2019. The remainder of this act is effective when it becomes law.