

**HOUSE** \_\_\_\_\_ **AMENDMENT NO.** \_\_\_\_\_

**Offered By**

AMEND House Committee Substitute for House Bill No. 430, Page 2, Section 301.3084, Line 33,  
by inserting after all of said section and line the following:

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

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

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

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

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

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

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

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

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

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

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

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

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

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

26 11. No rule or portion of a rule promulgated pursuant to the authority of this chapter shall  
27 become effective unless it is promulgated pursuant to the provisions of chapter 536.”; and  
28

29 Further amend said bill, Page 13, Section 537.293, Line 13, by inserting after all of said section  
30 and line the following:  
31

32 “571.101. 1. All applicants for concealed carry endorsements issued pursuant to  
33 subsection 7 of this section must satisfy the requirements of sections 571.101 to 571.121. If the  
34 said applicant can show qualification as provided by sections 571.101 to 571.121, the county or  
35 city sheriff shall issue a certificate of qualification for a concealed carry endorsement. Upon  
36 receipt of such certificate, the certificate holder shall apply for a driver's license or nondriver's

1 license with the director of revenue in order to obtain a concealed carry endorsement. Any person  
2 who has been issued a concealed carry endorsement on a driver's license or nondriver's license and  
3 such endorsement or license has not been suspended, revoked, canceled, or denied may carry  
4 concealed firearms on or about his or her person or within a vehicle. A concealed carry  
5 endorsement shall be valid for a period of three years from the date of issuance or renewal. The  
6 concealed carry endorsement is valid throughout this state.

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

10 (1) Is at least twenty-three years of age, is a citizen of the United States and either:

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

12 (b) Is a member of the armed forces stationed in Missouri, or the spouse of such member  
13 of the military;

14 (2) Has not pled guilty to or entered a plea of nolo contendere or been convicted of a  
15 crime punishable by imprisonment for a term exceeding one year under the laws of any state or of  
16 the United States other than a crime classified as a misdemeanor under the laws of any state and  
17 punishable by a term of imprisonment of one year or less that does not involve an explosive  
18 weapon, firearm, firearm silencer or gas gun;

19 (3) Has not been convicted of, pled guilty to or entered a plea of nolo contendere to one or  
20 more misdemeanor offenses involving crimes of violence within a five-year period immediately  
21 preceding application for a certificate of qualification for a concealed carry endorsement or if the  
22 applicant has not been convicted of two or more misdemeanor offenses involving driving while  
23 under the influence of intoxicating liquor or drugs or the possession or abuse of a controlled  
24 substance within a five-year period immediately preceding application for a certificate of  
25 qualification for a concealed carry endorsement;

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

31 (5) Has not been discharged under dishonorable conditions from the United States armed  
32 forces;

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

35 (7) Is not adjudged mentally incompetent at the time of application or for five years prior  
36 to application, or has not been committed to a mental health facility, as defined in section

632.005, or a similar institution located in another state following a hearing at which the defendant was represented by counsel or a representative;

(8) Submits a completed application for a certificate of qualification as defined in subsection 3 of this section;

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

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

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

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

(2) An affirmation that the applicant has assumed residency in Missouri or is a member of the armed forces stationed in Missouri or the spouse of such a member of the armed forces and is a citizen of the United States;

(3) An affirmation that the applicant is at least twenty-three years of age;

(4) An affirmation that the applicant has not pled guilty to or been convicted of a crime punishable by imprisonment for a term exceeding one year 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 one year or less that does not involve an explosive weapon, firearm, firearm silencer, or gas gun;

(5) An affirmation that the applicant has not been convicted of, pled guilty to, or entered a plea of nolo contendere to one or more misdemeanor offenses involving crimes of violence within a five-year period immediately preceding application for a certificate of qualification to obtain a concealed carry endorsement or if the applicant has not 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 certificate of qualification to obtain a concealed carry endorsement;

(6) An affirmation that the applicant is not a fugitive from justice or currently charged in an information or indictment with the commission of a crime punishable by imprisonment for a term exceeding one year 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 two years or less that does not involve an explosive weapon, firearm, firearm silencer or gas gun;

(7) An affirmation that the applicant has not been discharged under dishonorable conditions from the United States armed forces;

(8) An affirmation that the applicant is not adjudged mentally incompetent at the time of

1 application or for five years prior to application, or has not been committed to a mental health  
2 facility, as defined in section 632.005, or a similar institution located in another state, except that  
3 a person whose release or discharge from a facility in this state pursuant to chapter 632, or a  
4 similar discharge from a facility in another state, occurred more than five years ago without  
5 subsequent recommitment may apply;

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

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

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

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

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

21 (2) A nonrefundable certificate of qualification fee as provided by subsection 10 or 11 of  
22 this section.

23 5. Before an application for a certificate of qualification for a concealed carry  
24 endorsement is approved, the sheriff shall make only such inquiries as he or she deems necessary  
25 into the accuracy of the statements made in the application. The sheriff may require that the  
26 applicant display a Missouri driver's license or nondriver's license or military identification and  
27 orders showing the person being stationed in Missouri. In order to determine the applicant's  
28 suitability for a certificate of qualification for a concealed carry endorsement, the applicant shall  
29 be fingerprinted. The sheriff shall request a criminal background check through the appropriate  
30 law enforcement agency within three working days after submission of the properly completed  
31 application for a certificate of qualification for a concealed carry endorsement. If no disqualifying  
32 record is identified by the fingerprint check at the state level, the fingerprints shall be forwarded to  
33 the Federal Bureau of Investigation for a national criminal history record check. Upon receipt of  
34 the completed background check, the sheriff shall issue a certificate of qualification for a  
35 concealed carry endorsement within three working days. The sheriff shall issue the certificate  
36 within forty-five calendar days if the criminal background check has not been received, provided

1 that the sheriff shall revoke any such certificate and endorsement within twenty-four hours of  
2 receipt of any background check that results in a disqualifying record, and shall notify the  
3 department of revenue.

4 6. The sheriff may refuse to approve an application for a certificate of qualification for a  
5 concealed carry endorsement if he or she determines that any of the requirements specified in  
6 subsection 2 of this section have not been met, or if he or she has a substantial and demonstrable  
7 reason to believe that the applicant has rendered a false statement regarding any of the provisions  
8 of sections 571.101 to 571.121. If the applicant is found to be ineligible, the sheriff is required to  
9 deny the application, and notify the applicant in writing, stating the grounds for denial and  
10 informing the applicant of the right to submit, within thirty days, any additional documentation  
11 relating to the grounds of the denial. Upon receiving any additional documentation, the sheriff  
12 shall reconsider his or her decision and inform the applicant within thirty days of the result of the  
13 reconsideration.

14 The applicant shall further be informed in writing of the right to appeal the denial pursuant to  
15 subsections 2, 3, 4, and 5 of section 571.114. After two additional reviews and denials by the  
16 sheriff, the person submitting the application shall appeal the denial pursuant to subsections 2, 3,  
17 4, and 5 of section 571.114.

18 7. If the application is approved, the sheriff shall issue a certificate of qualification for a  
19 concealed carry endorsement to the applicant within a period not to exceed three working days  
20 after his or her approval of the application. The applicant shall sign the certificate of qualification  
21 in the presence of the sheriff or his or her designee and shall within seven days of receipt of the  
22 certificate of qualification take the certificate of qualification to the department of revenue. Upon  
23 verification of the certificate of qualification and completion of a driver's license or nondriver's  
24 license application pursuant to chapter 302, the director of revenue shall issue a new driver's  
25 license or nondriver's license with an endorsement which identifies that the applicant has received  
26 a certificate of qualification to carry concealed weapons issued pursuant to sections 571.101 to  
27 571.121 if the applicant is otherwise qualified to receive such driver's license or nondriver's  
28 license. Notwithstanding any other provision of chapter 302, a nondriver's license with a  
29 concealed carry endorsement shall expire three years from the date the certificate of qualification  
30 was issued pursuant to this section. The requirements for the director of revenue to issue a  
31 concealed carry endorsement pursuant to this subsection shall not be effective until July 1, 2004,  
32 and the certificate of qualification issued by a county sheriff pursuant to subsection 1 of this  
33 section shall allow the person issued such certificate to carry a concealed weapon pursuant to the  
34 requirements of subsection 1 of section 571.107 in lieu of the concealed carry endorsement issued  
35 by the director of revenue from October 11, 2003, until the concealed carry endorsement is issued  
36 by the director of revenue on or after July 1, 2004, unless such certificate of qualification has been

1 suspended or revoked for cause.

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

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

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

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

21 12. For the purposes of sections 571.101 to 571.121, the term "sheriff" shall include the  
22 sheriff of any county or city not within a county or his or her designee and in counties of the first  
23 classification the sheriff may designate the chief of police of any city, town, or municipality  
24 within such county.”; and  
25

26 Further amend said bill by amending the title, enacting clause, and intersectional references  
27 accordingly.