

SECOND REGULAR SESSION

# HOUSE BILL NO. 1539

## 97TH GENERAL ASSEMBLY

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INTRODUCED BY REPRESENTATIVES KELLEY (127) (Sponsor), BRATTIN, BERRY, HOUGHTON, BAHHR, ANDERSON, REIBOLDT, LANT, DAVIS, SPENCER, REMOLE, BLACK, ENGLISH, CURTMAN, POGUE, MARSHALL, MOON AND MCCAHERTY (Co-sponsors).

5330H.011

D. ADAM CRUMBLISS, Chief Clerk

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### AN ACT

To repeal section 571.111, RSMo, and to enact in lieu thereof one new section relating to training requirements for a concealed carry permit, with existing penalty provisions.

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

Section A. Section 571.111, RSMo, is repealed and one new section enacted in lieu thereof, to be known as section 571.111, to read as follows:

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 5 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 5 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

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.

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

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

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

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

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

33           (3) The basic principles of marksmanship;

34           (4) Care and cleaning of concealable firearms;

35           (5) Safe storage of firearms at home;

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

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

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

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

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

48           3. A qualified firearms safety instructor shall not give a grade of passing to an applicant  
49 for a concealed carry permit who:

50 (1) Does not follow the orders of the qualified firearms instructor or cognizant range  
51 officer; or

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

54 (3) During the live fire testing portion of the course fails to hit the silhouette portion of  
55 the targets with at least fifteen rounds[, with both handguns].

56 4. Qualified firearms safety instructors who provide firearms safety instruction to any  
57 person who applies for a concealed carry permit shall:

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

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

62 (3) Not have more than forty students in the classroom portion of the course or more than  
63 five students per range officer engaged in range firing.

64 5. A firearms safety instructor shall be considered to be a qualified firearms safety  
65 instructor by any sheriff issuing a concealed carry permit pursuant to sections 571.101 to 571.121  
66 if the instructor:

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

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

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

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

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

76 6. Any firearms safety instructor qualified under subsection 5 of this section may submit  
77 a copy of a training instructor certificate, course outline bearing notarized signature of instructor,  
78 and recent photograph of his or herself to the sheriff of the county in which he or she resides.  
79 Each sheriff shall collect an annual registration fee of ten dollars from each qualified instructor  
80 who chooses to submit such information and shall retain a database of qualified instructors. This  
81 information shall be a closed record except for access by any sheriff.

82 7. Any firearms safety instructor who knowingly provides any sheriff with any false  
83 information concerning an applicant's performance on any portion of the required training and  
84 qualification shall be guilty of a class C misdemeanor. A violation of the provisions of this

85 section shall result in the person being prohibited from instructing concealed carry permit classes  
86 and issuing certificates.

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