

GENERAL ASSEMBLY OF NORTH CAROLINA

SESSION 1997

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HOUSE BILL 433*

Short Title: Concealed Handgun Exemption.

(Public)

Sponsors: Representatives Gulley; Alexander, Cunningham, Davis, Decker, Dickson, Hardy, McMahan, Morris, Rayfield, Saunders, Sexton, Starnes, and C. Wilson.

Referred to: Judiciary I.

March 10, 1997

A BILL TO BE ENTITLED

1
2 AN ACT TO EXEMPT A SWORN LAW ENFORCEMENT OFFICER OR A RETIRED
3 SWORN LAW ENFORCEMENT OFFICER FROM THE TRAINING REQUIRED
4 TO QUALIFY FOR A CONCEALED HANDGUN PERMIT IF THE OFFICER
5 APPLIES FOR A PERMIT WITHIN ONE YEAR OF RETIREMENT.

6 The General Assembly of North Carolina enacts:

7 Section 1. Article 54B of Chapter 14 of the General Statutes is amended by
8 adding a new section to read:

9 "**§ 14-415.12A. Firearms safety and training course exemption for qualified sworn**
10 **law enforcement officers.**

11 A person who is a qualified sworn law enforcement officer or a qualified former
12 sworn law enforcement officer is deemed to have satisfied the requirement under G.S.
13 14-415.12(a)(4) that an applicant successfully complete an approved firearms safety and
14 training course.

15 Section 2. G.S. 14-415.10 is amended by adding the following subdivisions:

16 "(4) Qualified former sworn law enforcement officer. – An individual who
17 retired from service as a law enforcement officer with a local or State
18 agency in North Carolina, other than for reasons of mental disability,
19 who has been retired as a sworn law enforcement officer a year or less

1 from the date of the permit application, and who satisfies all of the
2 following:

3 a. Immediately before retirement, the individual was a qualified
4 law enforcement officer with a local or State agency in North
5 Carolina.

6 b. The individual has a nonforfeitable right to benefits under the
7 retirement plan of the agency as a law enforcement officer.

8 c. The individual is not prohibited by State or federal law from
9 receiving a firearm.

10 (5) Qualified sworn law enforcement officer. – A law enforcement officer
11 employed by a local or State agency in North Carolina who satisfies all
12 of the following:

13 a. The individual is authorized by the agency to carry a handgun in
14 the course of duty.

15 b. The individual is not the subject of a disciplinary action by the
16 agency that prevents the carrying of a handgun.

17 c. The individual meets the requirements established by the agency
18 regarding handguns."

19 Section 3. G.S. 14-415.14(a) reads as rewritten:

20 "(a) The sheriff shall make permit applications readily available at the office of the
21 sheriff or at other public offices in the sheriff's jurisdiction. The permit application shall
22 be in triplicate, in a form to be prescribed by the Administrative Office of the Courts, and
23 shall include the following information with regard to the applicant: name, address,
24 physical description, signature, date of birth, social security number, military status, law
25 enforcement status, and the drivers license number or State identification card number of
26 the applicant if used for identification in applying for the permit."

27 Section 4. This act becomes effective December 1, 1997.