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State of Minnesota

HOUSE OF REPRESENTATIVES

NINETY-SECOND SESSION

H. F. No. **94**

01/14/2021 Authored by Lislegard, Stephenson, Garofalo and Sandstede
The bill was read for the first time and referred to the Committee on Public Safety and Criminal Justice Reform Finance and Policy

- 1.1 A bill for an act
- 1.2 relating to public safety; authorizing non-in-person permit to carry renewals;
- 1.3 amending Minnesota Statutes 2020, section 624.714, subdivision 3.
- 1.4 BE IT ENACTED BY THE LEGISLATURE OF THE STATE OF MINNESOTA:
- 1.5 Section 1. Minnesota Statutes 2020, section 624.714, subdivision 3, is amended to read:
- 1.6 Subd. 3. **Form and contents of application.** (a) Applications for permits to carry must
- 1.7 be an official, standardized application form, adopted under section 624.7151, and must set
- 1.8 forth in writing only the following information:
- 1.9 (1) the applicant's name, residence, telephone number, if any, and driver's license number
- 1.10 or state identification card number;
- 1.11 (2) the applicant's sex, date of birth, height, weight, and color of eyes and hair, and
- 1.12 distinguishing physical characteristics, if any;
- 1.13 (3) the township or statutory city or home rule charter city, and county, of all Minnesota
- 1.14 residences of the applicant in the last five years, though not including specific addresses;
- 1.15 (4) the township or city, county, and state of all non-Minnesota residences of the applicant
- 1.16 in the last five years, though not including specific addresses;
- 1.17 (5) a statement that the applicant authorizes the release to the sheriff of commitment
- 1.18 information about the applicant maintained by the commissioner of human services or any
- 1.19 similar agency or department of another state where the applicant has resided, to the extent
- 1.20 that the information relates to the applicant's eligibility to possess a firearm; and

2.1 (6) a statement by the applicant that, to the best of the applicant's knowledge and belief,
2.2 the applicant is not prohibited by law from possessing a firearm.

2.3 (b) The statement under paragraph (a), clause (5), must comply with any applicable
2.4 requirements of Code of Federal Regulations, title 42, sections 2.31 to 2.35, with respect
2.5 to consent to disclosure of alcohol or drug abuse patient records.

2.6 (c) An applicant must submit to the sheriff an application packet consisting only of the
2.7 following items:

2.8 (1) a completed application form, signed and dated by the applicant;

2.9 (2) an accurate photocopy of the certificate described in subdivision 2a, paragraph (c),
2.10 that is submitted as the applicant's evidence of training in the safe use of a pistol; and

2.11 (3) an accurate photocopy of the applicant's current driver's license, state identification
2.12 card, or the photo page of the applicant's passport.

2.13 (d) In addition to the other application materials, a person who is otherwise ineligible
2.14 for a permit due to a criminal conviction but who has obtained a pardon or expungement
2.15 setting aside the conviction, sealing the conviction, or otherwise restoring applicable rights,
2.16 must submit a copy of the relevant order.

2.17 (e) Applications for new permits must be submitted in person. Applications for permit
2.18 renewals may be accepted in person, electronically, or by United States mail, at the sheriff's
2.19 discretion.

2.20 (f) The sheriff may charge a new application processing fee in an amount not to exceed
2.21 the actual and reasonable direct cost of processing the application or \$100, whichever is
2.22 less. Of this amount, \$10 must be submitted to the commissioner and deposited into the
2.23 general fund.

2.24 (g) This subdivision prescribes the complete and exclusive set of items an applicant is
2.25 required to submit in order to apply for a new or renewal permit to carry. The applicant
2.26 must not be asked or required to submit, voluntarily or involuntarily, any information, fees,
2.27 or documentation beyond that specifically required by this subdivision. This paragraph does
2.28 not apply to alternate training evidence accepted by the sheriff under subdivision 2a,
2.29 paragraph (d).

2.30 (h) Forms for new and renewal applications must be available at all sheriffs' offices and
2.31 the commissioner must make the forms available on the Internet.

3.1 (i) Application forms must clearly display a notice that a permit, if granted, is void and
3.2 must be immediately returned to the sheriff if the permit holder is or becomes prohibited
3.3 by law from possessing a firearm. The notice must list the applicable state criminal offenses
3.4 and civil categories that prohibit a person from possessing a firearm.

3.5 (j) Upon receipt of an application packet and any required fee, the sheriff must provide
3.6 a signed receipt indicating the date of submission.

3.7 **EFFECTIVE DATE.** This section is effective the day following final enactment.