

SENATE JUDICIARY COMMITTEE SUBSTITUTE FOR  
SENATE BILL 507

57TH LEGISLATURE - STATE OF NEW MEXICO - FIRST SESSION, 2025

AN ACT

RELATING TO FIREARMS; AMENDING AND ENACTING SECTIONS OF THE  
CONCEALED HANDGUN CARRY ACT; PROVIDING TERMS AND CONDITIONS FOR  
A CONCEALED HANDGUN CARRY LICENSE; PROVIDING A PROCESS FOR  
LICENSE RENEWAL AND TRANSFER OF A LICENSE FROM ANOTHER STATE;  
ENHANCING A PENALTY.

BE IT ENACTED BY THE LEGISLATURE OF THE STATE OF NEW MEXICO:

SECTION 1. Section 29-19-2 NMSA 1978 (being Laws 2003,  
Chapter 255, Section 2) is amended to read:

"29-19-2. DEFINITIONS.--As used in the Concealed Handgun  
Carry Act:

A. "applicant" means a person seeking a license to  
carry a concealed handgun;

~~[B. "caliber" means the diameter of the bore of a  
handgun;~~

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1                   C. ~~"category" means whether a handgun is~~  
2 ~~semiautomatic or not semiautomatic;~~

3                   D.] B. "concealed handgun" means a loaded handgun  
4 that is not visible to the ordinary observations of a  
5 reasonable person;

6                   [E.] C. "department" means the department of public  
7 safety;

8                   [F.] D. "handgun" means a firearm that will, is  
9 designed to or may readily be converted to expel a projectile  
10 by the action of an explosion and the barrel length of which,  
11 not including a revolving, detachable or magazine breech, does  
12 not exceed twelve inches; and

13                   [G.] E. "licensee" means a person holding a valid  
14 concealed handgun license issued to [him] the person by the  
15 department."

16                   SECTION 2. Section 29-19-4 NMSA 1978 (being Laws 2003,  
17 Chapter 255, Section 4, as amended) is amended to read:

18                   "29-19-4. APPLICANT QUALIFICATIONS.--

19                   A. The department shall issue a concealed handgun  
20 license to an applicant who:

21                               (1) is a citizen or lawful permanent resident  
22 of the United States;

23                               (2) is a resident of New Mexico or is a member  
24 of the armed forces whose permanent duty station is located in  
25 New Mexico or is a dependent of such a member;

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1 (3) is twenty-one years of age or older;

2 (4) is not a fugitive from justice;

3 (5) has not been convicted of a felony in New  
4 Mexico or any other state or pursuant to the laws of the United  
5 States or any other jurisdiction;

6 (6) is not currently under indictment for a  
7 felony criminal offense in New Mexico or any other state or  
8 pursuant to the laws of the United States or any other  
9 jurisdiction;

10 (7) is not otherwise prohibited by federal law  
11 or the law of any other jurisdiction from purchasing or  
12 possessing a firearm;

13 (8) has not been adjudicated mentally  
14 incompetent or committed to a mental institution;

15 (9) is not addicted to alcohol or controlled  
16 substances; and

17 (10) has satisfactorily completed a firearms  
18 training course approved by the department [~~for the category~~  
19 ~~and the largest caliber of handgun that the applicant wants to~~  
20 ~~be licensed to carry as a concealed handgun~~].

21 B. The department shall deny a concealed handgun  
22 license to an applicant who has:

23 (1) received a conditional discharge, a  
24 diversion or a deferment or has been convicted of, pled guilty  
25 to or entered a plea of nolo contendere to a misdemeanor

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1 offense involving a crime of violence within ten years  
2 immediately preceding the application;

3 (2) been convicted of a misdemeanor offense  
4 involving driving while under the influence of intoxicating  
5 liquor or drugs within five years immediately preceding the  
6 application for a concealed handgun license;

7 (3) been convicted of a misdemeanor offense  
8 involving the possession or abuse of a controlled substance  
9 within ten years immediately preceding the application; or

10 (4) been convicted of a misdemeanor offense  
11 involving assault, battery or battery against a household  
12 member.

13 C. Firearms training course instructors who are  
14 approved by the department shall not be required to complete a  
15 firearms training course pursuant to Paragraph (10) of  
16 Subsection A of this section."

17 SECTION 3. Section 29-19-6 NMSA 1978 (being Laws 2003,  
18 Chapter 255, Section 6, as amended) is amended to read:

19 "29-19-6. [~~APPEAL~~] LICENSE [~~RENEWAL--REFRESHER FIREARMS~~  
20 ~~TRAINING COURSE~~]--ISSUANCE--LOST OR STOLEN LICENSE--SUSPENSION  
21 OR REVOCATION OF LICENSE.--

22 A. Pursuant to rules adopted by the department, the  
23 department, within thirty days after receiving a completed  
24 application for a concealed handgun license and the results of  
25 a national criminal background check on the applicant, shall:

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1 (1) issue a concealed handgun license to an  
2 applicant; or

3 (2) deny the application on the grounds that  
4 the applicant failed to qualify for a concealed handgun license  
5 pursuant to the provisions of the Concealed Handgun Carry Act.

6 B. Information relating to an applicant or to a  
7 licensee received by the department or any other law  
8 enforcement agency is confidential and exempt from public  
9 disclosure unless an order to disclose information is issued by  
10 a court of competent jurisdiction. The information shall be  
11 made available by the department to a state or local law  
12 enforcement agency upon request by the agency.

13 C. A concealed handgun license issued by the  
14 department shall include:

15 (1) a color photograph of the licensee;

16 (2) the licensee's name, address and date  
17 of birth;

18 (3) the expiration date of the concealed  
19 handgun license; and

20 (4) the category and the largest caliber of  
21 handgun that the licensee is licensed to carry, with a  
22 statement that the licensee is licensed to carry smaller  
23 caliber handguns but shall carry only one concealed handgun at  
24 any given time.

25 D. A licensee shall notify the department within

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1 thirty days regarding a change of the licensee's name or  
2 permanent address. A licensee shall notify the department  
3 within ten days if the licensee's concealed handgun license is  
4 lost, stolen or destroyed.

5 E. If a concealed handgun license is lost, stolen  
6 or destroyed, the license is invalid and the licensee may  
7 obtain a duplicate license by furnishing the department a  
8 notarized statement that the original license was lost, stolen  
9 or destroyed and paying a reasonable fee. If the license is  
10 lost or stolen, the licensee shall file a police report with a  
11 local law enforcement agency and include the police case number  
12 in the notarized statement.

13 ~~[F. A licensee may renew a concealed handgun~~  
14 ~~license by submitting to the department:~~

15 ~~(1) a completed renewal form, under penalty of~~  
16 ~~perjury, designed and provided by the department;~~

17 ~~(2) a payment of a seventy-five-dollar~~  
18 ~~(\$75.00) renewal fee; and~~

19 ~~(3) a certificate of completion of a four-hour~~  
20 ~~refresher firearms training course approved by the department.~~

21 ~~G.]~~ F. The department shall conduct a national  
22 criminal records check of a licensee seeking to renew a  
23 license. A concealed handgun license shall not be renewed more  
24 than sixty days after it has expired. A licensee who fails to  
25 renew a concealed handgun license within sixty days after it

1 has expired may apply for a new concealed handgun license  
2 pursuant to the provisions of the Concealed Handgun Carry Act.

3 ~~[H. A licensee shall complete a two-hour refresher~~  
4 ~~firearms training course two years after the issuance of an~~  
5 ~~original or renewed license. The refresher course shall be~~  
6 ~~approved by the department and shall be taken twenty-two to~~  
7 ~~twenty-six months after the issuance of an original or renewed~~  
8 ~~license. A certificate of completion shall be submitted to the~~  
9 ~~department no later than thirty days after completion of the~~  
10 ~~course.~~

11 ~~F.]~~ G. The department shall suspend or revoke a  
12 concealed handgun license if:

13 (1) the licensee provided the department with  
14 false information on the application form or renewal form for a  
15 concealed handgun license;

16 (2) the licensee did not satisfy the criteria  
17 for issuance of a concealed handgun license at the time the  
18 license was issued; or

19 (3) subsequent to receiving a concealed  
20 handgun license, the licensee violated a provision of the  
21 Concealed Handgun Carry Act."

22 SECTION 4. Section 29-19-7 NMSA 1978 (being Laws 2003,  
23 Chapter 255, Section 7) is amended to read:

24 "29-19-7. DEMONSTRATION OF ABILITY AND KNOWLEDGE--COURSE  
25 REQUIREMENT--PROPRIETARY INTEREST--EXEMPTIONS.--

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1           A. The department shall prepare and publish minimum  
2 standards for approved firearms training courses that teach  
3 competency with handguns. A firearms training course shall  
4 include classroom instruction and range instruction and an  
5 actual demonstration by the applicant of ~~[his]~~ the ability to  
6 safely use a handgun. An applicant shall not be licensed  
7 unless ~~[he]~~ the applicant demonstrates, at a minimum, ~~[his]~~ the  
8 ability to use a handgun of .32 caliber. An approved firearms  
9 training course shall be a course that is certified or  
10 sponsored by a federal or state law enforcement agency, a  
11 college, a firearms training school or a nationally recognized  
12 organization, approved by the department, that customarily  
13 offers firearms training. The firearms training course shall  
14 be not less than ~~[fifteen]~~ six hours in length and shall  
15 provide instruction regarding:

- 16                   (1) knowledge of and safe handling of single-  
17 and double-action revolvers and semiautomatic handguns;
- 18                   (2) safe storage of handguns and child safety;
- 19                   (3) safe handgun shooting fundamentals;
- 20                   (4) live shooting of a handgun on a firing  
21 range;
- 22                   (5) identification of ways to develop and  
23 maintain handgun shooting skills;
- 24                   (6) federal, state and local criminal and  
25 civil laws pertaining to the purchase, ownership,

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1 transportation, use and possession of handguns;

2 (7) techniques for avoiding a criminal attack  
3 and how to control a violent confrontation; and

4 (8) techniques for nonviolent dispute  
5 resolution.

6 B. Every instructor of an approved firearms  
7 training course shall annually file a copy of the course  
8 description and proof of certification with the department."

9 SECTION 5. Section 29-19-12 NMSA 1978 (being Laws 2003,  
10 Chapter 255, Section 12, as amended) is amended to read:

11 "29-19-12. RULES--DEPARTMENT TO ADMINISTER--RECIPROCAL  
12 AGREEMENTS WITH OTHER STATES.--The department shall promulgate  
13 rules necessary to implement the provisions of the Concealed  
14 Handgun Carry Act. The rules shall include:

15 A. grounds for the suspension and revocation of  
16 concealed handgun licenses issued pursuant to the provisions of  
17 the Concealed Handgun Carry Act;

18 B. provision of authority for a law enforcement  
19 officer to confiscate a concealed handgun license when a  
20 licensee violates the provisions of the Concealed Handgun Carry  
21 Act;

22 C. provision of authority for a private property  
23 owner to disallow the carrying of a concealed handgun on the  
24 owner's property;

25 D. creation of a sequential numbering system for

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1 all concealed handgun licenses issued by the department and  
2 display of numbers on issued concealed handgun licenses; and

3 E. provision of discretionary state authority for  
4 the [~~transfer~~] recognition or reciprocity of a concealed  
5 handgun license issued by another state if the issuing  
6 authority for the other state:

7 (1) includes provisions at least as stringent  
8 as or substantially similar to the Concealed Handgun Carry Act;

9 (2) issues a license or permit with an  
10 expiration date printed on the license or permit;

11 (3) is available to verify the license or  
12 permit status for law enforcement purposes within three  
13 business days of a request for verification;

14 (4) has disqualification, suspension and  
15 revocation requirements for a concealed handgun license or  
16 permit; and

17 (5) requires that an applicant for a concealed  
18 handgun license or permit:

19 (a) submit to a national criminal  
20 history record check;

21 (b) not be prohibited from possessing  
22 firearms pursuant to federal or state law; and

23 (c) satisfactorily complete a firearms  
24 safety program that covers deadly force issues, weapons care  
25 and maintenance, safe handling and storage of firearms and

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1 marksmanship."

2 SECTION 6. A new section of the Concealed Handgun Carry  
3 Act is enacted to read:

4 "[NEW MATERIAL] TERMS AND CONDITIONS OF LICENSE.--

5 A. A person may carry a concealed handgun of any  
6 category or caliber that is legal to possess.

7 B. A licensee shall only carry one concealed  
8 handgun at any given time.

9 C. A person shall not consume alcohol while  
10 carrying a concealed handgun.

11 D. A person shall not carry a concealed handgun  
12 while impaired by the use of alcohol, controlled substances or  
13 over-the-counter or prescribed medications.

14 E. A licensee carrying a concealed handgun on or  
15 about the licensee's person in public shall, upon demand by a  
16 peace officer, display the licensee's license to carry a  
17 concealed handgun.

18 F. A licensee shall not deface, alter, mutilate,  
19 reproduce, lend, transfer or sell a license.

20 G. A licensee shall not carry a concealed handgun:

21 (1) on or about the licensee's person on  
22 private property that has signs posted prohibiting the carrying  
23 of concealed weapons or when verbally told so by a person  
24 lawfully in possession of the property;

25 (2) on the premises of a preschool that

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underscoring material = new  
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1 provides care to infants, toddlers or children aged five and  
2 younger, including home-based or center-based child care  
3 facilities, whether or not the facility is licensed, registered  
4 or regulated;

5 (3) on the premises of a school except as  
6 allowed by law;

7 (4) on the premises of a post-secondary  
8 educational institution except as allowed by law; or

9 (5) in an establishment licensed to dispense  
10 alcoholic beverages except as allowed by law.

11 H. A licensee shall, within twenty days, both  
12 notify the department in writing and return the license to the  
13 department upon the occurrence of any of the following:

14 (1) the licensee has been adjudicated as  
15 mentally incompetent;

16 (2) the licensee has been involuntarily  
17 committed to a facility for the treatment of mental illness;

18 (3) the licensee has been involuntarily  
19 committed to a facility for the treatment of addiction to  
20 alcohol, controlled substances or other drugs;

21 (4) an order of protection has been issued by  
22 a court against the licensee;

23 (5) the licensee has been indicted for or  
24 charged with a felony or disqualifying misdemeanor offense  
25 described in Subsection B of Section 29-19-4 NMSA 1978;

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1 (6) the licensee is no longer a full-time  
2 salaried law enforcement officer; or

3 (7) the licensee is other than honorably  
4 discharged from the military."

5 SECTION 7. A new section of the Concealed Handgun Carry  
6 Act is enacted to read:

7 "[NEW MATERIAL] LICENSE RENEWAL--TRANSFER OF LICENSE FROM  
8 ANOTHER STATE.--

9 A. To renew a New Mexico license, a licensee shall  
10 submit an application for a renewed license on the form  
11 prescribed by the department; and the licensee:

12 (1) shall submit the application any time from  
13 one hundred twenty days before to one hundred twenty days after  
14 the license expires. If the license has expired, a licensee  
15 shall not carry a concealed handgun until the licensee receives  
16 a renewed license;

17 (2) shall not be required to complete a  
18 refresher firearms training course to renew the application;  
19 and

20 (3) shall submit to the department:

21 (a) electronic fingerprints pursuant to  
22 Section 29-19-5 NMSA 1978 and 10.8.2.14 NMAC, unless electronic  
23 fingerprints are already on file with the department;

24 (b) a nonrefundable seventy-five-dollar  
25 (\$75.00) renewal fee; and

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1 (c) a copy of the applicant's New Mexico  
2 driver's license or other government-issued identification that  
3 contains a picture of the applicant.

4 B. A person establishing New Mexico residency must  
5 transfer the person's concealed handgun license from another  
6 state. The license holder has ninety days from when New Mexico  
7 residency is established to file an application for a New  
8 Mexico renewed license on the form prescribed by the  
9 department.

10 C. An applicant for transfer of a license shall not  
11 carry a concealed handgun in New Mexico until the applicant  
12 receives a New Mexico license unless the applicant has a  
13 license from a state that has been accepted by reciprocity by  
14 New Mexico.

15 D. To transfer a license from another state, the  
16 applicant for license transfer shall provide:

17 (1) electronic fingerprints pursuant to  
18 Section 29-19-5 NMSA 1978 and 10.8.2.14 NMAC, unless electronic  
19 fingerprints are already on file with the department;

20 (2) a certified copy of a certificate of  
21 completion for a firearms training course approved by the  
22 department issued by an approved instructor not more than  
23 ninety days prior to the date that the application is filed;

24 (3) a nonrefundable seventy-five-dollar  
25 (\$75.00) renewal fee;

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1 (4) a copy of the applicant's New Mexico  
2 driver's license or other government-issued identification that  
3 contains a picture of the applicant;

4 (5) proof of residency in a form approved by  
5 the department;

6 (6) proof of age in a form approved by the  
7 department; and

8 (7) a photocopy of the license being  
9 transferred.

10 E. The applicant for license transfer shall meet  
11 all other requirements for obtaining a license in New Mexico by  
12 showing that either:

13 (1) the requirements for licensure in the  
14 other state meet or exceed the requirements for issuance of a  
15 license in New Mexico; or

16 (2) the applicant has satisfactorily completed  
17 the requirements for issuance of a license in New Mexico that  
18 were not applicable in the other state.

19 F. If the firearms training required by another  
20 state does not meet the New Mexico firearms training  
21 requirements or the licensee completed firearms training more  
22 than one year prior to filing the application, an applicant for  
23 license transfer shall satisfactorily complete an initial  
24 firearms training course approved by the department that  
25 includes at least six hours of classroom and firing range

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1 instruction pursuant to Subsection A of Section 29-19-7 NMSA  
2 1978, except:

- 3 (1) a department-approved instructor;
- 4 (2) a current law enforcement officer;
- 5 (3) a retired law enforcement officer who has  
6 been retired ten years or less at the time of application;
- 7 (4) active military personnel;
- 8 (5) military service persons who have been  
9 discharged within twenty years prior to the time of  
10 application; or
- 11 (6) mounted patrol members who have  
12 successfully completed a law enforcement training program for  
13 New Mexico mounted patrol."

14 SECTION 8. Section 30-7-2 NMSA 1978 (being Laws 1963,  
15 Chapter 303, Section 7-2, as amended) is amended to read:

16 "30-7-2. UNLAWFUL CARRYING OF A DEADLY WEAPON.--

17 A. Unlawful carrying of a deadly weapon consists of  
18 carrying a concealed loaded firearm or any other type of deadly  
19 weapon anywhere, except in the following cases:

- 20 (1) in the person's residence or on real  
21 property belonging to [~~him~~] the person as owner, lessee, tenant  
22 or licensee;
- 23 (2) in a private automobile or other private  
24 means of conveyance, for lawful protection of the person's or  
25 another's person or property;

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1 (3) by a peace officer in accordance with the  
2 policies of [~~his~~] the peace officer's law enforcement agency  
3 who is certified pursuant to the Law Enforcement Training Act;

4 (4) by a peace officer in accordance with the  
5 policies of [~~his~~] the peace officer's law enforcement agency  
6 who is employed on a temporary basis by that agency and who has  
7 successfully completed a course of firearms instruction  
8 prescribed by the New Mexico law enforcement academy or  
9 provided by a certified firearms instructor who is employed on  
10 a permanent basis by a law enforcement agency; or

11 (5) by a person in possession of a valid  
12 concealed handgun license issued to [~~him~~] the person by the  
13 department of public safety pursuant to the provisions of the  
14 Concealed Handgun Carry Act.

15 B. Nothing in this section shall be construed to  
16 prevent the carrying of any unloaded firearm.

17 C. Whoever commits unlawful carrying of a deadly  
18 weapon is guilty of a [~~petty~~] misdemeanor."

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