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FISCAL IMPACT REPORT

SPONSOR Hall ORIGINAL DATE 02/24/15
LAST UPDATED 02/27/15 HB 397/aHSCAC
SHORT TITLE Concealed Gun Fingerprint Requirement SB _____
ANALYST Cerny

ESTIMATED ADDITIONAL OPERATING BUDGET IMPACT (dollars in thousands)

	FY15	FY16	FY17	3 Year Total Cost	Recurring or Nonrecurring	Fund Affected
Total		NFI	NFI			

(Parenthesis () Indicate Expenditure Decreases)

Conflicts with HB 106 and SB 118.

SOURCES OF INFORMATION

LFC Files

Responses Received From

Office of the Attorney General (AGO)

Department of Public Safety (DPS)

SUMMARY

Synopsis of HSCAC Amendment

House Committee on Safety and Civil Affairs amendment to House Bill 397 rectifies a wording problem in the original bill.

The amendment now clarifies that anyone renewing a concealed handgun license would not be required to submit additional finger prints. A licensee who fails to renew during the 60-day grace period after expiration still would need to apply for a new license, but also would not be required to submit additional fingerprints.

Synopsis of Original Bill

House Bill 397 relates to concealed handgun carry.

The bill amends Section 29-19-6 NMSA 1978 by removing the requirement to provide a new set of fingerprints when a person applies for renewal of a concealed handgun license.

FISCAL IMPLICATIONS

HB 397 carries no appropriation and has no fiscal impact on DPS.

SIGNIFICANT ISSUES

HB 397 amends NMSA 29-19-6(G) which states that a criminal history check is required for renewal of a concealed handgun license, but does not address the submission of fingerprints.

The requirement to submit fingerprints is provided under NMAC 10.8.2.17.3(a), which states the applicant is required to submit 2 fingerprint cards with their renewal.

This bill provides that an individual who does not renew within 60 days will not need to submit fingerprints. It does not address licensees who renew within the 60 day period.

PERFORMANCE IMPLICATIONS

DPS analysis states: “There are no performance implications to the Department with the passage of this bill. “

CONFLICT

The following bills address concealed carry licensee renewal periods and fingerprint requirement and conflict with HB 397.

HB106 extends renewal period to 90 days after expiration, clarifies that additional fingerprints are not required if the renewal occurs within the 90 day period; does not change NMAC requirements after the 90 day period.

SB118 extends renewal period to 90 days expiration, clarifies that additional fingerprints are not required if the renewal occurs within the 90 day period; does not change NMAC requirements after the 90 day period.

TECHNICAL ISSUES

The language of the bill as it stands implies that only those who are renewing beyond the sixty-day window for renewals are exempt from submitting fingerprints with their application. If this is not the intent, clarification is needed.