

# CCW Permits & The Law – 2 Hour Lesson Plan

## **Welcome & Introduction:**

1. Welcome the class and provide a brief introduction of yourself.
2. Share just enough to let participants know that you are experienced and knowledgeable in the topic.
3. Go over any housekeeping and facility rules.
4. Have participants introduce themselves and give a brief background of their knowledge and experience in the topic.
5. Ask them what they hope to take away from the presentation.
6. Distribute any class paperwork:

## **Scope:**

This course begins with a look at the eligibility requirements for obtaining a Missouri concealed carry permit and where to apply for a permit. It then moves into applicant and instructor training requirements and suspension & revocation procedures. It finished with the denial and appeal process.

## **Terminal Learning Objective:**

To provide those involved in issuing and managing concealed carry permits with the knowledge and resources to manage permits within the statutory requirements.

## **Enabling Learning Objectives:**

Upon completion of this 2 hour presentation, the participant will be able to:

1. List the eligibility requirements for obtaining a permit;
2. Identify the type of background checks allowed and the procedure for each;
3. Identify the sheriff's responsibility when denying an application for a permit;
4. List the fees that shall and may be charged relating to permits;
5. Identify the statutory requirements relating to:
  - a. Suspending/Revoking a permit
  - b. Surrendering/collecting a permit
  - c. Reinstating a permit
  - d. Renewing a permit
  - e. Change of name and/or residency
  - f. Lost or destruction of a permit
6. Identify the statutory requirements for satisfying the training requirements; and
7. Identify the statutory requirements to qualify as a firearms safety instructor.

## **Personal Protected Information**

1. Concealed Carry Permit information shall not be public information and shall be considered personal protected information; and
2. A sheriff may access the concealed carry permit system for administrative purposes.

## **Single Entry Query Only**

1. Shall only be made available for a single-entry query of an individual in the event the individual is a subject of interest in an active criminal investigation or is arrested for a crime.
2. Information retained in the concealed carry permit system shall not be distributed to any federal, state, or private entities;

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## **Penalty For Violations**

1. Any person who violates the provisions of this subsection by disclosing protected information shall be guilty of a class A misdemeanor.

## **Statutory Requirements Found in RSMO 571.101 (Eligibility & Applying)**

Use the information in the source documents to discuss the following:

1. Where to Apply
2. Eligibility
3. Application Process
4. Fees
5. Background Check
6. Denying an Application
7. Appeal Procedure
8. Provisional Permit
9. Information on the Permit
10. Expiration/Retention – Not to exceed 1 year, 1 year expired.

## **Statutory Requirements Found in RSMO 571.104 (Suspension & Revocation)**

Use the information in the source documents to discuss the following:

1. Suspension/Revocation
2. Surrendering a Permit
3. Collecting a Permit
4. Reinstating a Permit
5. Renewing a Permit
6. Renewal Application
7. Renewal Background Check
8. Late Fees
9. Change of Residency
10. New Sheriff to Notify Old Sheriff
11. Old Sheriff to Forward Records to New Sheriff
12. Loss or Destruction
13. Name Change
14. Failure to Change Name
15. Failure to Change Residency

## **Statutory Requirements Found in RSMO 571.111 (Training & Instructors)**

Use the information in the source documents to discuss the following:

1. Demonstrate Knowledge of Firearms Safety Training
2. Certificate of Course Completion
3. Not Eligible for a Passing Grade
4. Qualified Firearms Safety Instructors
5. Instructor Responsibilities
6. Firearms Safety instructor Database

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### **Statutory Requirements Found in RSMO 571.114 (Filing an Appeal in Court)**

Use the information in the source documents to discuss the following:

1. A denied applicant shall have the right to appeal the denial within 30 days of receiving written notice of the denial. Such appeals shall be heard in small claims court.

### **Court Revocation Procedure RSMo 571.117**

Use the information in the source documents to discuss the following:

1. Any person with knowledge that a person should not have a permit may file a petition with the clerk of the small claims court to revoke that person's concealed carry permit.
2. Sheriff's Immunity
  - a. The office of the county sheriff or any employee or agent of the county sheriff shall not be liable for damages in any civil action arising from alleged wrongful or improper granting, renewing, or failure to revoke a concealed carry permit, so long as the sheriff acted in good faith.

### **Duty to Carry & Display Permit RSMo 571.121**

1. Any person issued a concealed carry permit shall carry the concealed carry permit at all times the person is carrying a concealed firearm and shall display the concealed carry permit and a state or federal government-issued photo identification upon the request of any peace officer.
2. Failure to comply with this subsection shall not be a criminal offense but the concealed carry permit or endorsement holder may be issued a citation for an amount not to exceed \$35 dollars.

### **Open Carry With a Permit RSMo 21.750**

In any jurisdiction in which the open carrying of firearms is prohibited by ordinance, the open carrying of firearms shall not be prohibited in accordance with the following:

- (a) Any person with a valid concealed carry endorsement or permit who is open carrying a firearm shall be required to have a valid concealed carry endorsement or permit from this state, or a permit from another state that is recognized by this state, in his or her possession at all times;
- (b) Any person open carrying a firearm in such jurisdiction shall display his or her concealed carry endorsement or permit upon demand of a law enforcement officer;
- (c) In the absence of any reasonable and articulable suspicion of criminal activity, no person carrying a concealed or unconcealed firearm shall be disarmed or physically restrained by a law enforcement officer unless under arrest; and
- (d) Any person who violates this subdivision shall be subject to the penalty provided in section 571.121.

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## **Lifetime Or Extended Concealed Carry Permit 571.205**

1. The statewide system is not capable of printing and tracking extended & lifetime permits;
2. Legislators appropriated funds to update the system so it could;
3. Governor Nixon withheld the funds;
4. Despite Sheriffs asking, legislators have not appropriated funds since that time.
5. 10, 25 & Lifetime;
6. Shall charge a nonrefundable fee not to exceed \$200/\$250/\$500;
7. Valid in Missouri Only;
8. Suspended if they move to another state;
9. Reactivated if they move back;
10. Renewal/Suspension/Revocation 571.210
11. Where they can/cannot carry 571.215
12. No criminal penalty
13. Denial of Application 571.220
14. Revocation Court Proceedings 571.225
15. Duty to Carry/Display Permit 571.230

## **Review The Enabling Learning Objectives:**

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## **Questions/Closing**

Answer any questions

Collect any paperwork

Dismiss the participants.