

**CONCEALED WEAPON PERMIT**

2003 GENERAL SESSION

STATE OF UTAH

**Sponsor: Scott Daniels**

**This act modifies the Concealed Weapons Act by increasing fees and allowing for a waiver of a concealed weapons permit fee for an applicant who files an affidavit of impecuniosity. The act requires the division to review its fee structure annually with the intent that the cost of issuing concealed weapons permits shall be revenue neutral. The act has a July 1, 2003 effective date.**

This act affects sections of Utah Code Annotated 1953 as follows:

AMENDS:

**53-5-707**, as last amended by Chapters 120 and 227, Laws of Utah 1999

*Be it enacted by the Legislature of the state of Utah:*

Section 1. Section **53-5-707** is amended to read:

**53-5-707. Permit -- Fees -- Waivers -- Disposition.**

(1) ~~[Each]~~ (a) Except as otherwise provided in Subsections (1)(b) and (c), an applicant for a permit shall pay a fee of [\$35] \$65 at the time of filing an application.

(b) The division shall waive the initial fee [shall be waived] for an applicant who is a law enforcement officer under Section 53-13-103.

(c) (i) The division shall waive the initial fee and renewal fee for an applicant who files an affidavit of impecuniosity with the division.

(ii) The affidavit shall contain the same information required under Section 78-7-36 and be subject to review by the division.

(iii) The division may not waive the permit costs associated with federal background checks for an applicant under Subsection (1)(c)(i).

(2) The renewal fee for the permit is ~~[\$10]~~ \$20.

(3) The replacement fee for the permit is ~~[\$10]~~ \$20.



- 28 (4) The late fee for the renewal permit is [~~\$7.50~~] \$14.
- 29 (5) [~~All fees~~] The division shall promptly [be deposited] deposit all fees received under  
30 this section in the state treasury [~~and~~] to be credited to the General Fund.
- 31 (6) (a) The division may collect any fees charged by an outside agency for additional  
32 services required by statute as a prerequisite for issuance of a permit.
- 33 (b) The division shall promptly forward any fees collected to the appropriate agency.
- 34 (7) The division shall annually review its fee structure under Subsections (1) through  
35 (4) and recommend to the Legislature any changes required to make the cost of issuing permits  
36 revenue neutral.
- 37 Section 2. **Effective date.**
- 38 This act takes effect on July 1, 2003.

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**Legislative Review Note****as of 11-25-02 1:13 PM**

A limited legal review of this legislation raises no obvious constitutional or statutory concerns.

**Office of Legislative Research and General Counsel**

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**Fiscal Note****Concealed Weapon Permit***17-Jan-03***Bill Number HB0063***10:42 AM*

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**State Impact**

It is estimated that the bill will increase General Fund revenues by \$371,600 in FY 2004 and \$544,400 in FY 2005. It is estimated that there will be no fiscal cost impact to the State to implement provisions of this bill.

	<u>FY 04 Approp.</u>	<u>FY 05 Approp.</u>	<u>FY 04 Revenue</u>	<u>FY 05 Revenue</u>
General Fund	\$0	\$0	\$371,600	\$544,400
<b>TOTAL</b>	<b>\$0</b>	<b>\$0</b>	<b>\$371,600</b>	<b>\$544,400</b>

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**Individual and Business Impact**

Applicants will pay an additional \$30 for the Concealed Weapon permit (one-time fee), an additional \$10 to renew their permit (every five years), an additional \$10 for a replacement permit and an additional \$6.50 for a late fee.

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**Office of the Legislative Fiscal Analyst**