

GENERAL ASSEMBLY OF NORTH CAROLINA
SESSION 2005

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HOUSE BILL 1415

Short Title: Pistol Permit/Check With Home County Sheriff. (Public)

Sponsors: Representatives Sutton, Jeffus (Primary Sponsors); and Harrison.

Referred to: Judiciary III.

April 21, 2005

A BILL TO BE ENTITLED

1 AN ACT TO PROVIDE THAT IF A PERSON WHO APPLIES FOR A PISTOL
2 PERMIT HAS AN OUT-OF-COUNTY ADDRESS, THE SHERIFF SHALL
3 CONSULT WITH THE SHERIFF OF THE APPLICANT'S HOME COUNTY
4 REGARDING THE APPLICANT PRIOR TO ISSUING THE PERMIT.
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6 The General Assembly of North Carolina enacts:

7 **SECTION 1.** G.S. 14-404(a) reads as rewritten:

8 "(a) Upon application, the sheriff shall issue the license or permit to a resident of
9 that county unless the purpose of the permit is for collecting, in which case a sheriff can
10 issue a permit to a nonresident when the sheriff has done all of the following:

- 11 (1) Verified by a criminal history background investigation that it is not a
12 violation of State or federal law for the applicant to purchase, transfer,
13 receive, or possess a handgun. The sheriff shall determine the criminal
14 history of any applicant by accessing computerized criminal history
15 records as maintained by the State Bureau of Investigation and the
16 Federal Bureau of Investigation, by conducting a national criminal
17 history records check, and by conducting a criminal history check
18 through the Administrative Office of the Courts.
- 19 (2) Fully satisfied himself or herself by affidavits, oral evidence, or
20 otherwise, as to the good moral character of the applicant.
- 21 (3) Fully satisfied himself or herself that the applicant desires the
22 possession of the weapon mentioned for (i) the protection of the home,
23 business, person, family or property, (ii) target shooting, (iii)
24 collecting, or (iv) hunting.
- 25 (4) If the applicant has an out-of-county address, consult with the sheriff
26 of the applicant's home county regarding the applicant."

27 **SECTION 2.** This act becomes effective October 1, 2005.