

HOUSE COMMITTEE OF REFERENCE REPORT

Chairman of Committee

April 5, 2002
Date

Committee on Civil Justice & Judiciary.

After consideration on the merits, the Committee recommends the following:

HB02-1410 be amended as follows, and as so amended, be referred to the Committee on Appropriations with favorable recommendation:

- 1 Amend printed bill, page 9, line 2, strike "CLASS." and substitute "CLASS
- 2 OBTAINED WITHIN FIVE YEARS PRIOR TO THE DATE ON WHICH THE PERMIT
- 3 APPLICATION IS SUBMITTED.";

- 4 line 23, after the period, add "IF THE SHERIFF SUSPENDS OR REVOKES A
- 5 PERMIT, THE PERMIT HOLDER MAY SEEK A REVIEW OF THE DECISION TO
- 6 SUSPEND OR REVOKE BY THE SHERIFF AND MAY SUBMIT ADDITIONAL
- 7 INFORMATION FOR THE RECORD. THE PERMIT HOLDER MAY ALSO SEEK
- 8 JUDICIAL REVIEW PURSUANT TO RULE 106 OF THE COLORADO RULES OF
- 9 CIVIL PROCEDURE EITHER IN LIEU OF OR SUBSEQUENT TO THE SHERIFF'S
- 10 REVIEW.".

- 11 Page 11, line 1, strike "PERMIT:" and substitute "PERMIT AND THE
- 12 HANDGUN SHALL NOT BE CONSIDERED CONCEALED:";

- 13 after line 19, insert the following:

- 14 "(II) THE APPLICANT'S BIRTH NAME, IF APPLICABLE, AND ANY
- 15 OTHER NAMES THE APPLICANT MAY HAVE USED OR BY WHICH THE
- 16 APPLICANT MAY HAVE BEEN KNOWN;".

- 1 Renumber succeeding subparagraphs accordingly.
- 2 Page 14, line 20, strike "AGENCIES OF", and substitute "AGENCIES
3 INCLUDING ANY MUNICIPAL POLICE DEPARTMENT IN".
- 4 Page 15, strike lines 13 and 14 and substitute the following:

5 "APPLICANT OF THE RIGHT TO SEEK A SECOND REVIEW OF THE APPLICATION
6 BY THE SHERIFF AND TO SUBMIT ADDITIONAL INFORMATION FOR THE
7 RECORD. THE APPLICANT MAY ALSO SEEK JUDICIAL REVIEW PURSUANT TO
8 RULE 106 OF THE COLORADO RULES OF CIVIL PROCEDURE EITHER IN LIEU
9 OF OR SUBSEQUENT TO THE SHERIFF'S SECOND REVIEW.
10 NOTWITHSTANDING";
- 11 line 15, after "SUCH", insert "JUDICIAL".
- 12 Page 16, line 4, strike "IN THE COURSE OF A" and substitute "FOR LAW
13 ENFORCEMENT PURPOSES,";
- 14 line 5, strike "CRIMINAL INVESTIGATION,";
- 15 line 21, strike "(1)".
- 16 Page 17, strike lines 4 through 7.
- 17 Page 19, line 5, strike "UPON";
- 18 strike lines 6 through 9;
- 19 line 10, strike "FINGERPRINTS.";
- 20 line 15, after the period, add "IF THE SHERIFF DENIES RENEWAL OF A
21 PERMIT, THE PERMIT HOLDER MAY SEEK A SECOND REVIEW OF THE
22 RENEWAL APPLICATION BY THE SHERIFF AND MAY SUBMIT ADDITIONAL
23 INFORMATION FOR THE RECORD. THE PERMIT HOLDER MAY ALSO SEEK
24 JUDICIAL REVIEW PURSUANT TO RULE 106 OF THE COLORADO RULES OF
25 CIVIL PROCEDURE EITHER IN LIEU OF OR SUBSEQUENT TO THE SHERIFF'S
26 SECOND REVIEW."

- 1 Page 20, line 21, after "ISSUED", insert "TO A PERSON TWENTY-ONE YEARS
2 OF AGE OR OLDER";
- 3 line 23, after "STATE", insert "FOR A PERIOD OF NINETY DAYS".
- 4 Page 22, line 21, after the period, insert "NOTWITHSTANDING THE
5 PROVISIONS OF SECTION 18-12-210 (1), ANY SUCH PERSON NEED NOT
6 SUBMIT NEW FINGERPRINTS FOR THE RENEWAL OF SUCH PERMIT IF THE
7 BUREAU HAS ON FILE AT LEAST ONE FULL SET OF SUCH PERSON'S
8 FINGERPRINTS."

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