

APA-1
07/04

TRANSMITTAL SHEET FOR
NOTICE OF INTENDED ACTION

Control _____ Department or Agency Secretary of State

Rule No. Chapter 820-1-3

Rule Title: Procedures for the Application and Renewal of Concealed
Weapon Permits

X New _____ Amend _____ Repeal _____ Adopt by Reference

Would the absence of the proposed rule significantly harm or endanger the public health, welfare, or safety? Yes

Is there a reasonable relationship between the state's police power and the protection of the public health, safety, or welfare? Yes

Is there another, less restrictive method of regulation available that could adequately protect the public? No

Does the proposed rule have the effect of directly or indirectly increasing the costs of any goods or services involved and, if so, to what degree? No

Is the increase in cost, if any, more harmful to the public than the harm that might result from the absence of the proposed rule? N/A

Are all facets of the rulemaking process designed solely for the purpose of, and so they have, as their primary effect, the protection of the public? Yes

Does the proposed rule have an economic impact? No

If the proposed rule has an economic impact, the proposed rule is required to be accompanied by a fiscal note prepared in accordance with subsection (f) of Section 41-22-23, Code of Alabama 1975.

Certification of Authorized Official

I certify that the attached proposed rule has been proposed in full compliance with the requirements of Chapter 22, Title 41, Code of Alabama 1975, and that it conforms to all applicable filing requirements of the Administrative Procedure Division of the Legislative Reference Service.

Signature of certifying officer Jim Bennett

Date 1-9-14

APA-2
07/04

Office of the Secretary of State
Administrative Division

NOTICE OF INTENDED ACTION

AGENCY NAME: Secretary of State

RULE NO. & TITLE: CHAPTER 820-1-3 Procedures for the
Application and Renewal
of Concealed Weapon
Permits

INTENDED ACTION: New Rules.

SUBSTANCE OF PROPOSED ACTION:

Provide procedures for sheriffs on the authorization of electronic applications and renewals of concealed weapon permits, to authorize electronic payment methods for application and renewal fees, and to replace the terms "license" and "licensee" with "permit" and "permittee."

TIME, PLACE, MANNER OF PRESENTING VIEWS:

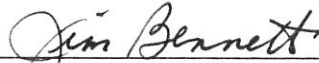
Views may be presented orally or in writing and should be addressed to Jean Brown, Chief Legal Advisor, Office of the Secretary of State, P.O. Box 5616, Montgomery, Alabama 36103; 334-242-7202.

FINAL DATE FOR COMMENT AND COMPLETION OF NOTICE:

March 7, 2014

CONTACT PERSON AT AGENCY:

Emily Thompson, Office of the Secretary of State, State Capitol, 600 Dexter Avenue, Suite S-205, Montgomery, Alabama 36104; 334-242-7202



(Signature of officer authorized
to promulgate and adopt
rules or his or her deputy)

APA-2
07/04

NEW
OFFICE OF THE SECRETARY OF STATE
ADMINISTRATIVE DIVISION

CHAPTER 820-1-3
PROCEDURES FOR THE APPLICATION AND RENEWAL OF CONCEALED WEAPON
PERMITS

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820-1-3-.01 **Purpose.**

The purpose of this chapter is to provide procedures for sheriffs on the authorization of electronic applications and renewals of concealed weapon permits, to authorize electronic payment methods for fees for applications and renewals, and to replace the terms "license" and "licensee" with "permit" and "permittee."

Authors: Emily Thompson; Jean Brown; William Sutton

Statutory Authority: §13A-11-75 (b) - (c).

History: New Rule: Filed January 9, 2014.

820-1-3-.02 **Effective Date.**

Upon the date of filing and certification of the Administrative Rules process, the rules shall be in effect.

Authors: Emily Thompson; Jean Brown; William Sutton

Statutory Authority: Act 2013-283.

History: New Rule: Filed January 9, 2014.

820-1-3-.03 **Changing "License" to "Permit"; "Licensee" to "Permittee."**

In lieu of the term "license," sheriffs shall use the word "permit" on all concealed weapon permits and renewals of said permits. In lieu of the term "licensee," sheriffs shall use the

term "permittee" on all concealed weapon permits and renewals of said permits.

Authors: Emily Thompson; Jean Brown; William Sutton

Statutory Authority: §13A-11-73 (a); §13A-11-75 (b)

History: New Rule: Filed January 9, 2014.

820-1-3-.04 **Procedures for Use of Electronic or Digital Form and Electronic Payments.**

- (a) Each concealed weapon permit shall be written or in an electronic or digital form.
- (b) Sheriffs shall determine whether said permits in their county will be in written or in an electronic or digital form for permit applications and renewals.
- (c) Sheriffs shall determine and implement which electronic or digital format works best for their county in the event they choose to provide that option for permit applications and renewals.
- (d) Sheriffs shall determine and implement the type of electronic payment option that works best for their county in the event they choose to provide that option for permit applications and renewals.
- (e) Sheriffs shall charge a fee as provided by local law for the issuance or renewal of a permit. The fee shall be multiplied by the number of years that the permittee chooses to renew, with said renewal period not to exceed five years.
- (f) Each permit shall bear the name, address, physical description, and signature of the permittee.

Authors: Emily Thompson; Jean Brown; William Sutton

Statutory Authority: §13A-11-75 (b) - (c).

History: New Rule: Filed January 9, 2014.