

Introduced: 4/21/81  
Referred: Judiciary

BY BEIRNE, BETTISWORTH, MALONE,  
MARTIN, METCALFE, RANDOLPH AND  
FANNING

1 IN THE HOUSE

2 SPONSOR SUBSTITUTE FOR HOUSE BILL NO. 362

3 IN THE LEGISLATURE OF THE STATE OF ALASKA

4 TWELFTH LEGISLATURE - FIRST SESSION .

5 A BILL

6 For an Act entitled: "An Act relating to the possession of concealed  
7 weapons."

8 BE IT ENACTED BY THE LEGISLATURE OF THE STATE OF ALASKA:

9 \* Section 1. FINDINGS AND PURPOSE. (a) The legislature finds that the  
10 rising rate of violent crime in the state endangers the health, safety, and  
11 welfare of all persons in the state. It is in keeping with the people's  
12 historic right to bear arms to provide a means by which qualified, respons-  
13 ible individuals may carry a concealed weapon for self-protection.

14 (b) It is the purpose of this Act to

15 (1) provide a method of allowing qualified persons to carry  
16 concealed weapons so that they may protect themselves from violent crimes  
17 such as homicide and rape;

18 (2) insure that only responsible individuals are allowed to carry  
19 concealed weapons by establishing qualifications which must be met before a  
20 permit may be obtained.

21 \* Sec. 2. AS 11.61.220 is amended by adding a new subsection to read:

22 (h) This section does not apply to a person with a permit to  
23 carry a concealed weapon issued under AS 18.99.001.

24 \* Sec. 3. AS 18 is amended by adding a new chapter to read:

25 CHAPTER 99. MISCELLANEOUS PROVISIONS.

26 Sec. 18.99.001. PERMIT FOR CONCEALED WEAPON. (a) The Department  
27 of Public Safety shall, within 30 days after the filing of an applica-  
28 tion, issue to a qualified applicant a permit to carry a weapon con-  
29 cealed on his person for the purpose of self-protection. Within seven

1 days after issuing a permit, the department shall deliver a copy to the  
2 commissioner of public safety. The department shall preserve a copy of  
3 each permit for at least six years after the date the permit is issued.  
4 A permit to carry a concealed weapon shall contain the following in-  
5 formation:

- 6 (1) the name and address of the permittee;
- 7 (2) a physical description of the permittee;
- 8 (3) the thumbprints of the permittee;
- 9 (4) the reason given by the permittee for wanting a permit;
- 10 (5) the signature of the permittee;
- 11 (6) the expiration date of the permit; and
- 12 (7) a photograph of the permittee.

13 (b) An applicant who is at least 19 years of age, passes an  
14 examination of his eyesight, and demonstrates under AS 18.99.002 his  
15 ability to exercise competence in firing and handling a firearm is  
16 qualified to receive a permit under this section unless the applicant

17 (1) has been convicted of a felony by any court and the con-  
18 viction has not been set aside by a pardon or post-conviction proceed-  
19 ings;

- 20 (2) is addicted to the use of alcohol or any other drug; or
- 21 (3) has been adjudicated mentally incompetent or insane by a  
22 court of competent jurisdiction and not thereafter declared competent.

23 (c) A conviction or adjudication which would disqualify an appli-  
24 cant for a permit under this section also disqualifies a permittee  
25 under this section and automatically terminates the permit.

26 (d) A permit to carry a concealed weapon is in effect for two  
27 years from the date it is issued. The fee for a permit to carry a  
28 concealed weapon is \$5.

29 (e) The Department of Public Safety shall adopt regulations to

1 carry out this section.

2 Sec. 18.99.002. EXAMINATION IN HANDLING A FIREARM. (a) Before  
3 the Department of Public Safety may issue a permit to carry a concealed  
4 weapon, an applicant shall demonstrate his ability to exercise ordinary  
5 and reasonable competence in firing and handling a firearm by

6 (1) loading and unloading a firearm;

7 (2) engaging and disengaging any safety mechanism of the  
8 firearm used for the demonstration; and

9 (3) firing three bullets within 30 seconds which strike a  
10 target placed 15 feet away from the applicant.

11 (b) An applicant may choose to perform the demonstration under  
12 (a) of this section with any type of firearm and may fire as many times  
13 as necessary to successfully complete the demonstration.

14 (c) A demonstration under this section shall be held at a public  
15 or private firing range or at a location approved by a law enforcement  
16 agency of the state or a political subdivision of the state. If there  
17 is no available firing range located within 25 miles of the applicant's  
18 residence or within five miles of the office processing the applica-  
19 tion, the demonstration under this section is waived.  
20  
21  
22  
23  
24  
25  
26  
27  
28  
29