



Pueblo County Sheriff's Office General Order Policies and Procedures Manual	
Pueblo County Sheriff's Office Section 6	
Part 2	Subject: Concealed Handgun Permits
Related CALEA Standards: N/A	

Authority

This policy is issued pursuant to Sheriff David J. Lucero's directive in which authority to manage and direct all activities connected with the concealed handgun permits is delegated to the Bureau Chief of Law Enforcement

Purpose

To provide excellent and adequate customer service to the constituents of Pueblo County while providing a thorough processing of legal requests for concealed handgun permits.

Policy

It is the policy of this Office that the Sheriff will only issue Concealed Hand gun Permits pursuant to Senate Bill 03-024, and only when applicants meet all of the requirements necessary to protect the safety of both the public and the applicant.

This policy and its procedure along with Senate Bill 03-024 shall provide reasonable assurance that the County, Sheriff, and the Board of County Commissioners are protected from any liability; to prevent the licensing of persons who are prohibited from possession of such hand gun; that the hand gun carried is not illegal in any manner; and that applicants are aware of their responsibility and conduct if the permit is approved.

Procedure and Guidelines

The Sheriff shall only issue permits to residents of Pueblo County who meet requirements of Senate Bill 03-024 and its procedure, unless the applicant owns or operates a business within Pueblo County or has previously been issued a permit from the Sheriff.

Commissioned members of the Reserve Divisions of this Office may be issued concealed handgun permits at the Sheriff's discretion according to the provisions of Senate Bill 03-024.

The Sheriff may not issue a permit if the applicant has provided incorrect or false information or withheld or failed to disclose pertinent information on the application for a permit.

The Sheriff may revoke or rescind any permit for misuse at any time. Permits are valid for five years from date of issuance, or end of term or until such time as the original justification for its issuance no longer exists, whichever occurs first.

Identification cards remain the property of the Sheriff's Office and if the permit is revoked or rescinded, permit holder must surrender the card upon demand by the Sheriff.

Pursuant to Senate Bill 03-024, the Sheriff shall issue a permit to carry a concealed handgun to an applicant who:

1. Is a legal resident of the State of Colorado. A person who is a member of the armed forces and is stationed pursuant to permanent duty station orders at a military installation in this state, and a member of the person's immediate family living in Colorado, shall be deemed to be a legal resident of the State of Colorado.
2. Is twenty-one (21) years of age or older;

3. Is not ineligible to possess a firearm pursuant to <http://www.lexisnexis.com/hottopics/colorado/> CRS 18-12-108 or Federal Law.
4. Has not been convicted of perjury under CRS 18-8-503, in relation to information provided or deliberately omitted on a permit application.
5. Does not chronically and habitually use alcoholic beverages to the extent that the applicant's normal faculties are impaired. The prohibition specified in this paragraph shall not apply to an applicant who provides an affidavit, signed by a professional counselor who is licensed pursuant to article 245 of Title 12, C.R.S. and specializes in alcohol addiction, stating that the applicant has been evaluated by the counselor and has been determined to be a recovering alcoholic who has refrained from using alcohol for at least three years.
6. Is not an unlawful user of or addicted to a controlled substance as defined in section 18-18-102(5). Whether an applicant is an unlawful user of or addicted to a controlled substance shall be determined as provided in federal law and regulations.

Demonstrates competence with a handgun by submitting evidence of experience with a firearm through:

1. Participation in organized shooting competitions or current military service.
2. Evidence that, at the time the application is submitted, the applicant is a certified instructor.
3. Proof of honorable discharge from a branch of the United States Armed Forces within the three years preceding submittal of the application.
4. A certificate showing retirement from a Colorado Law Enforcement agency that reflects pistol qualifications.
5. A training certificate from a handgun training class obtained within the ten years preceding submittal of the Application. The applicant shall submit the original training certificate or a photocopy thereof that includes the original signature of the class instructor. In obtaining a training certificate from a handgun training class, the applicant shall have discretion in selecting which handgun training class to complete.

Regardless of whether an applicant meets the criteria, if the Sheriff has a reasonable belief that documented previous behavior by the applicant makes it likely the applicant will present a danger to self or others if the applicant receives a permit to carry a concealed handgun, the sheriff may deny the permit.

The Sheriff shall deny, revoke or refuse to renew a permit if an applicant or a person holding the permit fails to meet one of the criteria listed in this section and may deny, revoke, or refuse to renew a permit.

Following issuance of a permit, if the issuing sheriff has a reasonable belief that a person holding the permit no longer meets the criteria specified, or that the person holding the permit presents a danger, the sheriff shall suspend the permit until such time as the matter is resolved and the issuing sheriff determines that the person holding the permit is eligible to possess a permit as provided in this section.

An applicant shall not be issued a permit if:

1. A protection order issued pursuant to section 18-1-1001 or section 19-2-707, C.R.S. that is in effect at the time the application is submitted.
2. A permanent protection order issued pursuant to Article 14 of Title 13, C.R.S.
3. A temporary protection order is issued pursuant to article 14 of Title 13, C.R.S. that is in effect at the time the application is submitted.

Applicants Must Submit the Following with Their Application

1. Sworn signature of Notice of Disclaimer and Personal Inquiry Waiver.
2. Proof of completion of an approved firearms course within ten years prior to the date of application.
3. Copy of driver's license (to establish residency);
4. Two sets of fingerprints (prints will be taken at the Sheriff's Office);
5. Appropriate fees as set forth by the Board of County Commissioners.

Within 90 days of receipt of a completed application and cost reallocation, the Sheriff will either:

1. Issue the permit for a period of five years, or;
2. Deny the application based on the criteria set forth in Senate Bill 03-024. If the Sheriff denies the application, the applicant will be notified in writing, stating the grounds for denial and informing the applicant of the right to seek a second review of the application by the Sheriff, to submit additional information for the record, and to seek judicial review pursuant to section 18-12-207.

David J. Lucero

By Order Of the Sheriff