

SECOND REGULAR SESSION

[CORRECTED]

[PERFECTED]

HOUSE COMMITTEE SUBSTITUTE FOR

# HOUSE BILL NO. 2057

98TH GENERAL ASSEMBLY

5469H.02P

D. ADAM CRUMBLISS, Chief Clerk

---

## AN ACT

To repeal sections 563.031, 571.030, 571.101, 571.104, and 571.111, RSMo, and to enact in lieu thereof five new sections relating to firearms, with penalty provisions and an emergency clause for a certain section.

---

*Be it enacted by the General Assembly of the state of Missouri, as follows:*

Section A. Sections 563.031, 571.030, 571.101, 571.104, and 571.111, RSMo, are  
2 repealed and five new sections enacted in lieu thereof, to be known as sections 563.031, 571.030,  
3 571.101, 571.104, and 571.111, to read as follows:

563.031. 1. A person may, subject to the provisions of subsection 2 of this section, use  
2 physical force upon another person when and to the extent he or she reasonably believes such  
3 force to be necessary to defend himself or herself or a third person from what he or she  
4 reasonably believes to be the use or imminent use of unlawful force by such other person, unless:  
5 (1) The actor was the initial aggressor; except that in such case his or her use of force  
6 is nevertheless justifiable provided:

7 (a) He or she has withdrawn from the encounter and effectively communicated such  
8 withdrawal to such other person but the latter persists in continuing the incident by the use or  
9 threatened use of unlawful force; or

10 (b) He or she is a law enforcement officer and as such is an aggressor pursuant to section  
11 563.046; or

12 (c) The aggressor is justified under some other provision of this chapter or other  
13 provision of law;

EXPLANATION — Matter enclosed in bold-faced brackets [thus] in the above bill is not enacted and is intended to be omitted from the law. Matter in **bold-face** type in the above bill is proposed language.

14 (2) Under the circumstances as the actor reasonably believes them to be, the person  
15 whom he or she seeks to protect would not be justified in using such protective force;

16 (3) The actor was attempting to commit, committing, or escaping after the commission  
17 of a forcible felony.

18 2. A person may not use deadly force upon another person under the circumstances  
19 specified in subsection 1 of this section unless:

20 (1) He or she reasonably believes that such deadly force is necessary to protect himself,  
21 or herself or her unborn child, or another against death, serious physical injury, or any forcible  
22 felony;

23 (2) Such force is used against a person who unlawfully enters, remains after unlawfully  
24 entering, or attempts to unlawfully enter a dwelling, residence, or vehicle lawfully occupied by  
25 such person; or

26 (3) Such force is used against a person who unlawfully enters, remains after unlawfully  
27 entering, or attempts to unlawfully enter private property that is owned or leased by an  
28 individual, **or is occupied by an individual who has been given specific authority by the**  
29 **property owner to occupy the property**, claiming a justification of using protective force under  
30 this section.

31 3. A person does not have a duty to retreat from a dwelling, residence, or vehicle where  
32 the person is not unlawfully entering or unlawfully remaining. A person does not have a duty  
33 to retreat from private property that is owned or leased by such individual.

34 4. The justification afforded by this section extends to the use of physical restraint as  
35 protective force provided that the actor takes all reasonable measures to terminate the restraint  
36 as soon as it is reasonable to do so.

37 5. The defendant shall have the burden of injecting the issue of justification under this  
38 section. If a defendant asserts that his or her use of force is described under subdivision (2) of  
39 subsection 2 of this section, the burden shall then be on the state to prove beyond a reasonable  
40 doubt that the defendant did not reasonably believe that the use of such force was necessary to  
41 defend against what he or she reasonably believed was the use or imminent use of unlawful  
42 force.

571.030. 1. A person commits the crime of unlawful use of weapons if he or she  
2 knowingly:

3 (1) Carries concealed upon or about his or her person a knife, a firearm, a blackjack or  
4 any other weapon readily capable of lethal use; or

5 (2) Sets a spring gun; or

6 (3) Discharges or shoots a firearm into a dwelling house, a railroad train, boat, aircraft,  
7 or motor vehicle as defined in section 302.010, or any building or structure used for the  
8 assembling of people; or

9 (4) Exhibits, in the presence of one or more persons, any weapon readily capable of  
10 lethal use in an angry or threatening manner; or

11 (5) Has a firearm or projectile weapon readily capable of lethal use on his or her person,  
12 while he or she is intoxicated, and handles or otherwise uses such firearm or projectile weapon  
13 in either a negligent or unlawful manner or discharges such firearm or projectile weapon unless  
14 acting in self-defense; or

15 (6) Discharges a firearm within one hundred yards of any occupied schoolhouse,  
16 courthouse, or church building; or

17 (7) Discharges or shoots a firearm at a mark, at any object, or at random, on, along or  
18 across a public highway or discharges or shoots a firearm into any outbuilding; or

19 (8) Carries a firearm or any other weapon readily capable of lethal use into any church  
20 or place where people have assembled for worship, or into any election precinct on any election  
21 day, or into any building owned or occupied by any agency of the federal government, state  
22 government, or political subdivision thereof; or

23 (9) Discharges or shoots a firearm at or from a motor vehicle, as defined in section  
24 301.010, discharges or shoots a firearm at any person, or at any other motor vehicle, or at any  
25 building or habitable structure, unless the person was lawfully acting in self-defense; or

26 (10) Carries a firearm, whether loaded or unloaded, or any other weapon readily capable  
27 of lethal use into any school, onto any school bus, or onto the premises of any function or activity  
28 sponsored or sanctioned by school officials or the district school board; or

29 (11) Possesses a firearm while also knowingly in possession of a controlled substance  
30 that is sufficient for a felony violation of section 195.202.

31 2. Subdivisions (1), (8), and (10) of subsection 1 of this section shall not apply to the  
32 persons described in this subsection, regardless of whether such uses are reasonably associated  
33 with or are necessary to the fulfillment of such person's official duties except as otherwise  
34 provided in this subsection. Subdivisions (3), (4), (6), (7), and (9) of subsection 1 of this section  
35 shall not apply to or affect any of the following persons, when such uses are reasonably  
36 associated with or are necessary to the fulfillment of such person's official duties, except as  
37 otherwise provided in this subsection:

38 (1) All state, county and municipal peace officers who have completed the training  
39 required by the police officer standards and training commission pursuant to sections 590.030  
40 to 590.050 and who possess the duty and power of arrest for violation of the general criminal  
41 laws of the state or for violation of ordinances of counties or municipalities of the state, whether

42 such officers are on or off duty, and whether such officers are within or outside of the law  
43 enforcement agency's jurisdiction, or all qualified retired peace officers, as defined in subsection  
44 12 of this section, and who carry the identification defined in subsection 13 of this section, or  
45 any person summoned by such officers to assist in making arrests or preserving the peace while  
46 actually engaged in assisting such officer;

47 (2) Wardens, superintendents and keepers of prisons, penitentiaries, jails and other  
48 institutions for the detention of persons accused or convicted of crime;

49 (3) Members of the Armed Forces or National Guard while performing their official  
50 duty;

51 (4) Those persons vested by Article V, Section 1 of the Constitution of Missouri with  
52 the judicial power of the state and those persons vested by Article III of the Constitution of the  
53 United States with the judicial power of the United States, the members of the federal judiciary;

54 (5) Any person whose bona fide duty is to execute process, civil or criminal;

55 (6) Any federal probation officer or federal flight deck officer as defined under the  
56 federal flight deck officer program, 49 U.S.C. Section 44921, regardless of whether such officers  
57 are on duty, or within the law enforcement agency's jurisdiction;

58 (7) Any state probation or parole officer, including supervisors and members of the  
59 board of probation and parole;

60 (8) Any corporate security advisor meeting the definition and fulfilling the requirements  
61 of the regulations established by the department of public safety under section 590.750;

62 (9) Any coroner, deputy coroner, medical examiner, or assistant medical examiner;

63 (10) Any **municipal or county** prosecuting attorney or assistant prosecuting attorney[.];  
64 circuit attorney or assistant circuit attorney[.]; **municipal, associate circuit, or circuit judge**;  
65 or any person appointed by a court to be a special prosecutor who has completed the firearms  
66 safety training course required under subsection 2 of section 571.111;

67 (11) Any member of a fire department or fire protection district who is employed on a  
68 full-time basis as a fire investigator and who has a valid concealed carry endorsement issued  
69 prior to August 28, 2013, or a valid concealed carry permit under section 571.111 when such  
70 uses are reasonably associated with or are necessary to the fulfillment of such person's official  
71 duties; and

72 (12) Upon the written approval of the governing body of a fire department or fire  
73 protection district, any paid fire department or fire protection district chief who is employed on  
74 a full-time basis and who has a valid concealed carry endorsement issued prior to August 28,  
75 2013, or a valid concealed carry permit, when such uses are reasonably associated with or are  
76 necessary to the fulfillment of such person's official duties.

77           3. Subdivisions (1), (5), (8), and (10) of subsection 1 of this section do not apply when  
78 the actor is transporting such weapons in a nonfunctioning state or in an unloaded state when  
79 ammunition is not readily accessible or when such weapons are not readily accessible.  
80 Subdivision (1) of subsection 1 of this section does not apply to any person nineteen years of age  
81 or older or eighteen years of age or older and a member of the United States Armed Forces, or  
82 honorably discharged from the United States Armed Forces, transporting a concealable firearm  
83 in the passenger compartment of a motor vehicle, so long as such concealable firearm is  
84 otherwise lawfully possessed, nor when the actor is also in possession of an exposed firearm or  
85 projectile weapon for the lawful pursuit of game, or is in his or her dwelling unit or upon  
86 premises over which the actor has possession, authority or control, or is traveling in a continuous  
87 journey peaceably through this state. Subdivision (10) of subsection 1 of this section does not  
88 apply if the firearm is otherwise lawfully possessed by a person while traversing school premises  
89 for the purposes of transporting a student to or from school, or possessed by an adult for the  
90 purposes of facilitation of a school-sanctioned firearm-related event or club event.

91           4. Subdivisions (1), (8), and (10) of subsection 1 of this section shall not apply to any  
92 person who has a valid concealed carry permit issued pursuant to sections 571.101 to 571.121,  
93 a valid concealed carry endorsement issued before August 28, 2013, or a valid permit or  
94 endorsement to carry concealed firearms issued by another state or political subdivision of  
95 another state.

96           5. Subdivisions (3), (4), (5), (6), (7), (8), (9), and (10) of subsection 1 of this section shall  
97 not apply to persons who are engaged in a lawful act of defense pursuant to section 563.031.

98           6. Notwithstanding any provision of this section to the contrary, the state shall not  
99 prohibit any state employee from having a firearm in the employee's vehicle on the state's  
100 property provided that the vehicle is locked and the firearm is not visible. This subsection shall  
101 only apply to the state as an employer when the state employee's vehicle is on property owned  
102 or leased by the state and the state employee is conducting activities within the scope of his or  
103 her employment. For the purposes of this subsection, "state employee" means an employee of  
104 the executive, legislative, or judicial branch of the government of the state of Missouri.

105           7. Nothing in this section shall make it unlawful for a student to actually participate in  
106 school-sanctioned gun safety courses, student military or ROTC courses, or other school-  
107 sponsored or club-sponsored firearm-related events, provided the student does not carry a firearm  
108 or other weapon readily capable of lethal use into any school, onto any school bus, or onto the  
109 premises of any other function or activity sponsored or sanctioned by school officials or the  
110 district school board.

111           8. Unlawful use of weapons is a class D felony unless committed pursuant to subdivision  
112 (6), (7), or (8) of subsection 1 of this section, in which cases it is a class B misdemeanor, or

113 subdivision (5) or (10) of subsection 1 of this section, in which case it is a class A misdemeanor  
114 if the firearm is unloaded and a class D felony if the firearm is loaded, or subdivision (9) of  
115 subsection 1 of this section, in which case it is a class B felony, except that if the violation of  
116 subdivision (9) of subsection 1 of this section results in injury or death to another person, it is  
117 a class A felony.

118 9. Violations of subdivision (9) of subsection 1 of this section shall be punished as  
119 follows:

120 (1) For the first violation a person shall be sentenced to the maximum authorized term  
121 of imprisonment for a class B felony;

122 (2) For any violation by a prior offender as defined in section 558.016, a person shall be  
123 sentenced to the maximum authorized term of imprisonment for a class B felony without the  
124 possibility of parole, probation or conditional release for a term of ten years;

125 (3) For any violation by a persistent offender as defined in section 558.016, a person  
126 shall be sentenced to the maximum authorized term of imprisonment for a class B felony without  
127 the possibility of parole, probation, or conditional release;

128 (4) For any violation which results in injury or death to another person, a person shall  
129 be sentenced to an authorized disposition for a class A felony.

130 10. Any person knowingly aiding or abetting any other person in the violation of  
131 subdivision (9) of subsection 1 of this section shall be subject to the same penalty as that  
132 prescribed by this section for violations by other persons.

133 11. Notwithstanding any other provision of law, no person who pleads guilty to or is  
134 found guilty of a felony violation of subsection 1 of this section shall receive a suspended  
135 imposition of sentence if such person has previously received a suspended imposition of sentence  
136 for any other firearms- or weapons-related felony offense.

137 12. As used in this section "qualified retired peace officer" means an individual who:

138 (1) Retired in good standing from service with a public agency as a peace officer, other  
139 than for reasons of mental instability;

140 (2) Before such retirement, was authorized by law to engage in or supervise the  
141 prevention, detection, investigation, or prosecution of, or the incarceration of any person for, any  
142 violation of law, and had statutory powers of arrest;

143 (3) Before such retirement, was regularly employed as a peace officer for an aggregate  
144 of fifteen years or more, or retired from service with such agency, after completing any  
145 applicable probationary period of such service, due to a service-connected disability, as  
146 determined by such agency;

147 (4) Has a nonforfeitable right to benefits under the retirement plan of the agency if such  
148 a plan is available;

149 (5) During the most recent twelve-month period, has met, at the expense of the  
150 individual, the standards for training and qualification for active peace officers to carry firearms;

151 (6) Is not under the influence of alcohol or another intoxicating or hallucinatory drug or  
152 substance; and

153 (7) Is not prohibited by federal law from receiving a firearm.

154 13. The identification required by subdivision (1) of subsection 2 of this section is:

155 (1) A photographic identification issued by the agency from which the individual retired  
156 from service as a peace officer that indicates that the individual has, not less recently than one  
157 year before the date the individual is carrying the concealed firearm, been tested or otherwise  
158 found by the agency to meet the standards established by the agency for training and qualification  
159 for active peace officers to carry a firearm of the same type as the concealed firearm; or

160 (2) A photographic identification issued by the agency from which the individual retired  
161 from service as a peace officer; and

162 (3) A certification issued by the state in which the individual resides that indicates that  
163 the individual has, not less recently than one year before the date the individual is carrying the  
164 concealed firearm, been tested or otherwise found by the state to meet the standards established  
165 by the state for training and qualification for active peace officers to carry a firearm of the same  
166 type as the concealed firearm.

571.101. 1. All applicants for concealed carry permits issued pursuant to subsection 7  
2 of this section must satisfy the requirements of sections 571.101 to 571.121. If the said applicant  
3 can show qualification as provided by sections 571.101 to 571.121, the county or city sheriff  
4 shall issue a concealed carry permit authorizing the carrying of a concealed firearm on or about  
5 the applicant's person or within a vehicle. A concealed carry permit shall be valid from the date  
6 of issuance or renewal until five years from the last day of the month in which the permit was  
7 issued or renewed. The concealed carry permit is valid throughout this state. Although the  
8 permit is considered valid in the state, a person who fails to renew his or her permit within five  
9 years from the date of issuance or renewal shall not be eligible for an exception to a National  
10 Instant Criminal Background Check under federal regulations currently codified under 27 CFR  
11 478.102(d), relating to the transfer, sale, or delivery of firearms from licensed dealers. A  
12 concealed carry endorsement issued prior to August 28, 2013, shall continue from the date of  
13 issuance or renewal until three years from the last day of the month in which the endorsement  
14 was issued or renewed to authorize the carrying of a concealed firearm on or about the applicant's  
15 person or within a vehicle in the same manner as a concealed carry permit issued under  
16 subsection 7 of this section on or after August 28, 2013.

17           2. A concealed carry permit issued pursuant to subsection 7 of this section shall be issued  
18 by the sheriff or his or her designee of the county or city in which the applicant resides, if the  
19 applicant:

20           (1) Is at least nineteen years of age, is a citizen or permanent resident of the United States  
21 and either:

22           (a) Has assumed residency in this state; or

23           (b) Is a member of the Armed Forces stationed in Missouri, or the spouse of such  
24 member of the military;

25           (2) Is at least nineteen years of age, or is at least eighteen years of age and a member of  
26 the United States Armed Forces or honorably discharged from the United States Armed Forces,  
27 and is a citizen of the United States and either:

28           (a) Has assumed residency in this state;

29           (b) Is a member of the Armed Forces stationed in Missouri; or

30           (c) The spouse of such member of the military stationed in Missouri and nineteen years  
31 of age;

32           (3) Has not pled guilty to or entered a plea of nolo contendere or been convicted of a  
33 crime punishable by imprisonment for a term exceeding one year under the laws of any state or  
34 of the United States other than a crime classified as a misdemeanor under the laws of any state  
35 and punishable by a term of imprisonment of two years or less that does not involve an explosive  
36 weapon, firearm, firearm silencer or gas gun;

37           (4) Has not been convicted of, pled guilty to or entered a plea of nolo contendere to one  
38 or more misdemeanor offenses involving crimes of violence within a five-year period  
39 immediately preceding application for a concealed carry permit or if the applicant has not been  
40 convicted of two or more misdemeanor offenses involving driving while under the influence of  
41 intoxicating liquor or drugs or the possession or abuse of a controlled substance within a  
42 five-year period immediately preceding application for a concealed carry permit;

43           (5) Is not a fugitive from justice or currently charged in an information or indictment  
44 with the commission of a crime punishable by imprisonment for a term exceeding one year under  
45 the laws of any state of the United States other than a crime classified as a misdemeanor under  
46 the laws of any state and punishable by a term of imprisonment of two years or less that does not  
47 involve an explosive weapon, firearm, firearm silencer, or gas gun;

48           (6) Has not been discharged under dishonorable conditions from the United States  
49 Armed Forces;

50           (7) Has not engaged in a pattern of behavior, documented in public or closed records,  
51 that causes the sheriff to have a reasonable belief that the applicant presents a danger to himself  
52 or others;



53 (8) Is not adjudged mentally incompetent at the time of application or for five years prior  
54 to application, or has not been committed to a mental health facility, as defined in section  
55 632.005, or a similar institution located in another state following a hearing at which the  
56 defendant was represented by counsel or a representative;

57 (9) Submits a completed application for a permit as described in subsection 3 of this  
58 section;

59 (10) Submits an affidavit attesting that the applicant complies with the concealed carry  
60 safety training requirement pursuant to subsections 1 and 2 of section 571.111;

61 (11) Is not the respondent of a valid full order of protection which is still in effect;

62 (12) Is not otherwise prohibited from possessing a firearm under section 571.070 or 18  
63 U.S.C. Section 922(g).

64 3. The application for a concealed carry permit issued by the sheriff of the county of the  
65 applicant's residence shall contain only the following information:

66 (1) The applicant's name, address, telephone number, gender, date and place of birth,  
67 and, if the applicant is not a United States citizen, the applicant's country of citizenship and any  
68 alien or admission number issued by the Federal Bureau of Customs and Immigration  
69 Enforcement or any successor agency;

70 (2) An affirmation that the applicant has assumed residency in Missouri or is a member  
71 of the Armed Forces stationed in Missouri or the spouse of such a member of the Armed Forces  
72 and is a citizen or permanent resident of the United States;

73 (3) An affirmation that the applicant is at least nineteen years of age or is eighteen years  
74 of age or older and a member of the United States Armed Forces or honorably discharged from  
75 the United States Armed Forces;

76 (4) An affirmation that the applicant has not pled guilty to or been convicted of a crime  
77 punishable by imprisonment for a term exceeding one year under the laws of any state or of the  
78 United States other than a crime classified as a misdemeanor under the laws of any state and  
79 punishable by a term of imprisonment of two years or less that does not involve an explosive  
80 weapon, firearm, firearm silencer, or gas gun;

81 (5) An affirmation that the applicant has not been convicted of, pled guilty to, or entered  
82 a plea of nolo contendere to one or more misdemeanor offenses involving crimes of violence  
83 within a five-year period immediately preceding application for a permit or if the applicant has  
84 not been convicted of two or more misdemeanor offenses involving driving while under the  
85 influence of intoxicating liquor or drugs or the possession or abuse of a controlled substance  
86 within a five-year period immediately preceding application for a permit;

87 (6) An affirmation that the applicant is not a fugitive from justice or currently charged  
88 in an information or indictment with the commission of a crime punishable by imprisonment for

89 a term exceeding one year under the laws of any state or of the United States other than a crime  
90 classified as a misdemeanor under the laws of any state and punishable by a term of  
91 imprisonment of two years or less that does not involve an explosive weapon, firearm, firearm  
92 silencer or gas gun;

93 (7) An affirmation that the applicant has not been discharged under dishonorable  
94 conditions from the United States Armed Forces;

95 (8) An affirmation that the applicant is not adjudged mentally incompetent at the time  
96 of application or for five years prior to application, or has not been committed to a mental health  
97 facility, as defined in section 632.005, or a similar institution located in another state, except that  
98 a person whose release or discharge from a facility in this state pursuant to chapter 632, or a  
99 similar discharge from a facility in another state, occurred more than five years ago without  
100 subsequent recommitment may apply;

101 (9) An affirmation that the applicant has received firearms safety training that meets the  
102 standards of applicant firearms safety training defined in subsection 1 or 2 of section 571.111;

103 (10) An affirmation that the applicant, to the applicant's best knowledge and belief, is  
104 not the respondent of a valid full order of protection which is still in effect;

105 (11) A conspicuous warning that false statements made by the applicant will result in  
106 prosecution for perjury pursuant to the laws of the state of Missouri; and

107 (12) A government-issued photo identification. This photograph shall not be included  
108 on the permit and shall only be used to verify the person's identity for permit renewal, or for the  
109 issuance of a new permit due to change of address, or for a lost or destroyed permit.

110 4. An application for a concealed carry permit shall be made to the sheriff of the county  
111 or any city not within a county in which the applicant resides. An application shall be filed in  
112 writing, signed under oath and under the penalties of perjury, and shall state whether the  
113 applicant complies with each of the requirements specified in subsection 2 of this section. In  
114 addition to the completed application, the applicant for a concealed carry permit must also  
115 submit the following:

116 (1) A photocopy of a firearms safety training certificate of completion or other evidence  
117 of completion of a firearms safety training course that meets the standards established in  
118 subsection 1 or 2 of section 571.111; and

119 (2) A nonrefundable permit fee as provided by subsection 11 or 12 of this section.

120 5. (1) Before an application for a concealed carry permit is approved, the sheriff shall  
121 make only such inquiries as he or she deems necessary into the accuracy of the statements made  
122 in the application. The sheriff may require that the applicant display a Missouri driver's license  
123 or nondriver's license or military identification and orders showing the person being stationed  
124 in Missouri. In order to determine the applicant's suitability for a concealed carry permit, the

125 applicant shall be fingerprinted. No other biometric data shall be collected from the applicant.  
126 The sheriff shall conduct an inquiry of the National Instant Criminal Background Check System  
127 within three working days after submission of the properly completed application for a concealed  
128 carry permit. If no disqualifying record is identified by these checks at the state level, the  
129 fingerprints shall be forwarded to the Federal Bureau of Investigation for a national criminal  
130 history record check. Upon receipt of the completed report from the National Instant Criminal  
131 Background Check System and the response from the Federal Bureau of Investigation national  
132 criminal history record check, the sheriff shall examine the results and, if no disqualifying  
133 information is identified, shall issue a concealed carry permit within three working days.

134 (2) In the event the report from the National Instant Criminal Background Check System  
135 and the response from the Federal Bureau of Investigation national criminal history record check  
136 prescribed by subdivision (1) of this subsection are not completed within forty-five calendar days  
137 and no disqualifying information concerning the applicant has otherwise come to the sheriff's  
138 attention, the sheriff shall issue a provisional permit, clearly designated on the certificate as such,  
139 which the applicant shall sign in the presence of the sheriff or the sheriff's designee. This permit,  
140 when carried with a valid Missouri driver's or nondriver's license or a valid military  
141 identification, shall permit the applicant to exercise the same rights in accordance with the same  
142 conditions as pertain to a concealed carry permit issued under this section, provided that it shall  
143 not serve as an alternative to an national instant criminal background check required by 18  
144 U.S.C. Section 922(t). The provisional permit shall remain valid until such time as the sheriff  
145 either issues or denies the certificate of qualification under subsection 6 or 7 of this section. The  
146 sheriff shall revoke a provisional permit issued under this subsection within twenty-four hours  
147 of receipt of any report that identifies a disqualifying record, and shall notify the concealed carry  
148 permit system established under subsection 5 of section 650.350. The revocation of a  
149 provisional permit issued under this section shall be proscribed in a manner consistent to the  
150 denial and review of an application under subsection 6 of this section.

151 6. The sheriff may refuse to approve an application for a concealed carry permit if he or  
152 she determines that any of the requirements specified in subsection 2 of this section have not  
153 been met, or if he or she has a substantial and demonstrable reason to believe that the applicant  
154 has rendered a false statement regarding any of the provisions of sections 571.101 to 571.121.  
155 If the applicant is found to be ineligible, the sheriff is required to deny the application, and notify  
156 the applicant in writing, stating the grounds for denial and informing the applicant of the right  
157 to submit, within thirty days, any additional documentation relating to the grounds of the denial.  
158 Upon receiving any additional documentation, the sheriff shall reconsider his or her decision and  
159 inform the applicant within thirty days of the result of the reconsideration. The applicant shall  
160 further be informed in writing of the right to appeal the denial pursuant to subsections 2, 3, 4,

161 and 5 of section 571.114. After two additional reviews and denials by the sheriff, the person  
162 submitting the application shall appeal the denial pursuant to subsections 2, 3, 4, and 5 of section  
163 571.114.

164 7. If the application is approved, the sheriff shall issue a concealed carry permit to the  
165 applicant within a period not to exceed three working days after his or her approval of the  
166 application. The applicant shall sign the concealed carry permit in the presence of the sheriff or  
167 his or her designee.

168 8. The concealed carry permit shall specify only the following information:

169 (1) Name, address, date of birth, gender, height, weight, color of hair, color of eyes, and  
170 signature of the permit holder;

171 (2) The signature of the sheriff issuing the permit;

172 (3) The date of issuance; and

173 (4) The expiration date.

174 The permit shall be no larger than two and one-eighth inches wide by three and three-eighths  
175 inches long and shall be of a uniform style prescribed by the department of public safety. The  
176 permit shall also be assigned a concealed carry permit system county code and shall be stored  
177 in sequential number.

178 9. (1) The sheriff shall keep a record of all applications for a concealed carry permit or  
179 a provisional permit and his or her action thereon. Any record of an application that is  
180 incomplete or denied for any reason shall be kept for a period not to exceed one year. Any  
181 record of an application that was approved shall be kept for a period of one year after the  
182 expiration and nonrenewal of the permit.

183 (2) The sheriff shall report the issuance of a concealed carry permit or provisional permit  
184 to the concealed carry permit system. All information on any such permit that is protected  
185 information on any driver's or nondriver's license shall have the same personal protection for  
186 purposes of sections 571.101 to 571.121. An applicant's status as a holder of a concealed carry  
187 permit, provisional permit, or a concealed carry endorsement issued prior to August 28, 2013,  
188 shall not be public information and shall be considered personal protected information.  
189 Information retained in the concealed carry permit system under this subsection shall not be  
190 distributed to any federal, state, or private entities and shall only be made available for a single  
191 entry query of an individual in the event the individual is a subject of interest in an active  
192 criminal investigation or is arrested for a crime. A sheriff may access the concealed carry permit  
193 system for administrative purposes to issue a permit, verify the accuracy of permit holder  
194 information, change the name or address of a permit holder, suspend or revoke a permit, cancel  
195 an expired permit, or cancel a permit upon receipt of a certified death certificate for the permit

196 holder. Any person who violates the provisions of this subdivision by disclosing protected  
197 information shall be guilty of a class A misdemeanor.

198 10. Information regarding any holder of a concealed carry permit, or a concealed carry  
199 endorsement issued prior to August 28, 2013, is a closed record. No bulk download or batch data  
200 shall be distributed to any federal, state, or private entity, except to MoSMART or a designee  
201 thereof. Any state agency that has retained any documents or records, including fingerprint  
202 records provided by an applicant for a concealed carry endorsement prior to August 28, 2013,  
203 shall destroy such documents or records, upon successful issuance of a permit.

204 11. For processing an application for a concealed carry permit pursuant to sections  
205 571.101 to 571.121, the sheriff in each county shall charge a nonrefundable fee not to exceed one  
206 hundred dollars which shall be paid to the treasury of the county to the credit of the sheriff's  
207 revolving fund. **This fee shall include the cost to reimburse the Missouri state highway**  
208 **patrol for the cost of fingerprinting and criminal background checks. An additional fee**  
209 **shall be added to each credit card, debit card, or other electronic transaction equal to the**  
210 **charge paid by the state for the use of the credit card, debit card, or other electronic**  
211 **payment method by the applicant.**

212 12. For processing a renewal for a concealed carry permit pursuant to sections 571.101  
213 to 571.121, the sheriff in each county shall charge a nonrefundable fee not to exceed fifty dollars  
214 which shall be paid to the treasury of the county to the credit of the sheriff's revolving fund.

215 13. For the purposes of sections 571.101 to 571.121, the term "sheriff" shall include the  
216 sheriff of any county or city not within a county or his or her designee and in counties of the first  
217 classification the sheriff may designate the chief of police of any city, town, or municipality  
218 within such county.

219 14. For the purposes of this chapter, "concealed carry permit" shall include any  
220 concealed carry endorsement issued by the department of revenue before January 1, 2014, and  
221 any concealed carry document issued by any sheriff or under the authority of any sheriff after  
222 December 31, 2013.

571.104. 1. A concealed carry endorsement issued prior to August 28, 2013, shall be  
2 suspended or revoked if the concealed carry endorsement holder becomes ineligible for such  
3 endorsement under the criteria established in subdivisions (3), (4), (5), (8), and (11) of subsection  
4 2 of section 571.101 or upon the issuance of a valid full order of protection. The following  
5 procedures shall be followed:

6 (1) When a valid full order of protection, or any arrest warrant, discharge, or  
7 commitment for the reasons listed in subdivision (3), (4), (5), (8), or (11) of subsection 2 of  
8 section 571.101, is issued against a person holding a concealed carry endorsement issued prior  
9 to August 28, 2013, upon notification of said order, warrant, discharge or commitment or upon

10 an order of a court of competent jurisdiction in a criminal proceeding, a commitment proceeding  
11 or a full order of protection proceeding ruling that a person holding a concealed carry  
12 endorsement presents a risk of harm to themselves or others, then upon notification of such  
13 order, the holder of the concealed carry endorsement shall surrender the driver's license or  
14 nondriver's license containing the concealed carry endorsement to the court, officer, or other  
15 official serving the order, warrant, discharge, or commitment. The official to whom the driver's  
16 license or nondriver's license containing the concealed carry endorsement is surrendered shall  
17 issue a receipt to the licensee for the license upon a form, approved by the director of revenue,  
18 that serves as a driver's license or a nondriver's license and clearly states the concealed carry  
19 endorsement has been suspended. The official shall then transmit the driver's license or a  
20 nondriver's license containing the concealed carry endorsement to the circuit court of the county  
21 issuing the order, warrant, discharge, or commitment. The concealed carry endorsement issued  
22 prior to August 28, 2013, shall be suspended until the order is terminated or until the arrest  
23 results in a dismissal of all charges. The official to whom the endorsement is surrendered shall  
24 administratively suspend the endorsement in the concealed carry permit system established under  
25 subsection 5 of section 650.350 until such time as the order is terminated or until the charges are  
26 dismissed. Upon dismissal, the court holding the driver's license or nondriver's license  
27 containing the concealed carry endorsement shall return such license to the individual, and the  
28 official to whom the endorsement was surrendered shall administratively return the endorsement  
29 to good standing within the concealed carry permit system.

30 (2) Any conviction, discharge, or commitment specified in sections 571.101 to 571.121  
31 shall result in a revocation. Upon conviction, the court shall forward a notice of conviction or  
32 action and the driver's license or nondriver's license with the concealed carry endorsement to the  
33 department of revenue. The department of revenue shall notify the sheriff of the county which  
34 issued the certificate of qualification for a concealed carry endorsement. The sheriff who issued  
35 the certificate of qualification prior to August 28, 2013, shall report the change in status of the  
36 endorsement to the concealed carry permit system established under subsection 5 of section  
37 650.350. The director of revenue shall immediately remove the endorsement issued prior to  
38 August 28, 2013, from the individual's driving record within three days of the receipt of the  
39 notice from the court. The director of revenue shall notify the licensee that he or she must apply  
40 for a new license pursuant to chapter 302 which does not contain such endorsement. This  
41 requirement does not affect the driving privileges of the licensee. The notice issued by the  
42 department of revenue shall be mailed to the last known address shown on the individual's  
43 driving record. The notice is deemed received three days after mailing.

44 2. A concealed carry permit issued pursuant to sections 571.101 to 571.121 after August  
45 28, 2013, shall be suspended or revoked if the concealed carry permit holder becomes ineligible

46 for such permit or endorsement under the criteria established in subdivisions (3), (4), (5), (8), and  
47 (11) of subsection 2 of section 571.101 or upon the issuance of a valid full order of protection.  
48 The following procedures shall be followed:

49 (1) When a valid full order of protection or any arrest warrant, discharge, or commitment  
50 for the reasons listed in subdivision (3), (4), (5), (8), or (11) of subsection 2 of section 571.101  
51 is issued against a person holding a concealed carry permit, upon notification of said order,  
52 warrant, discharge, or commitment or upon an order of a court of competent jurisdiction in a  
53 criminal proceeding, a commitment proceeding, or a full order of protection proceeding ruling  
54 that a person holding a concealed carry permit presents a risk of harm to themselves or others,  
55 then upon notification of such order, the holder of the concealed carry permit shall surrender the  
56 permit to the court, officer, or other official serving the order, warrant, discharge, or  
57 commitment. The permit shall be suspended until the order is terminated or until the arrest  
58 results in a dismissal of all charges. The official to whom the permit is surrendered shall  
59 administratively suspend the permit in the concealed carry permit system until the order is  
60 terminated or the charges are dismissed. Upon dismissal, the court holding the permit shall  
61 return such permit to the individual and the official to whom the permit was surrendered shall  
62 administratively return the permit to good standing within the concealed carry permit system;

63 (2) Any conviction, discharge, or commitment specified in sections 571.101 to 571.121  
64 shall result in a revocation. Upon conviction, the court shall forward a notice of conviction or  
65 action and the permit to the issuing county sheriff. The sheriff who issued the concealed carry  
66 permit shall report the change in status of the concealed carry permit to the concealed carry  
67 permit system.

68 3. A concealed carry permit shall be renewed for a qualified applicant upon receipt of  
69 the properly completed renewal application and the required renewal fee by the sheriff of the  
70 county of the applicant's residence. The renewal application shall contain the same required  
71 information as set forth in subsection 3 of section 571.101, except that in lieu of the fingerprint  
72 requirement of subsection 5 of section 571.101 and the firearms safety training, the applicant  
73 need only display his or her current concealed carry permit. A name-based inquiry of the  
74 National Instant Criminal Background Check System shall be completed for each renewal  
75 application. The sheriff shall review the results of the report from the National Instant Criminal  
76 Background Check System, and when the sheriff has determined the applicant has successfully  
77 completed all renewal requirements and is not disqualified under any provision of section  
78 571.101, the sheriff shall issue a new concealed carry permit which contains the date such permit  
79 was renewed. The process for renewing a concealed carry endorsement issued prior to August  
80 28, 2013, shall be the same as the process for renewing a permit, except that in lieu of the  
81 fingerprint requirement of subsection 5 of section 571.101 and the firearms safety training, the

82 applicant need only display his or her current driver's license or nondriver's license containing  
83 an endorsement. Upon successful completion of all renewal requirements, the sheriff shall issue  
84 a new concealed carry permit as provided under this subsection.

85         4. A person who has been issued a concealed carry permit, or a certificate of  
86 qualification for a concealed carry endorsement prior to August 28, 2013, who fails to file a  
87 renewal application for a concealed carry permit on or before its expiration date must pay an  
88 additional late fee of ten dollars per month for each month it is expired for up to six months.  
89 After six months, the sheriff who issued the expired concealed carry permit or certificate of  
90 qualification shall notify the concealed carry permit system that such permit is expired and  
91 cancelled. If the person has a concealed carry endorsement issued prior to August 28, 2013, the  
92 sheriff who issued the certificate of qualification for the endorsement shall notify the director of  
93 revenue that such certificate is expired regardless of whether the endorsement holder has applied  
94 for a concealed carry permit under subsection 3 of this section. The director of revenue shall  
95 immediately remove such endorsement from the individual's driving record and notify the  
96 individual that his or her driver's license or nondriver's license has expired. The notice shall be  
97 conducted in the same manner as described in subsection 1 of this section. Any person who has  
98 been issued a concealed carry permit pursuant to sections 571.101 to 571.121, or a concealed  
99 carry endorsement issued prior to August 28, 2013, who fails to renew his or her application  
100 within the six-month period must reapply for a new concealed carry permit and pay the fee for  
101 a new application.

102         5. Any person issued a concealed carry permit pursuant to sections 571.101 to 571.121,  
103 or a concealed carry endorsement issued prior to August 28, 2013, shall notify the sheriff of the  
104 new jurisdiction of the permit or endorsement holder's change of residence within thirty days  
105 after the changing of a permanent residence to a location outside the county of permit issuance.  
106 The permit or endorsement holder shall furnish proof to the sheriff in the new jurisdiction that  
107 the permit or endorsement holder has changed his or her residence. The sheriff in the new  
108 jurisdiction shall notify the sheriff in the old jurisdiction of the permit holder's change of address  
109 and the sheriff in the old jurisdiction shall transfer any information on file for the permit holder  
110 to the sheriff in the new jurisdiction within thirty days. The sheriff of the new jurisdiction may  
111 charge a processing fee of not more than ten dollars for any costs associated with notification of  
112 a change in residence. The sheriff shall report the residence change to the concealed carry permit  
113 system, take possession and destroy the old permit, and then issue a new permit to the permit  
114 holder. The new address shall be accessible by the concealed carry permit system within three  
115 days of receipt of the information. If the person has a concealed carry endorsement issued prior  
116 to August 28, 2013, the endorsement holder shall also furnish proof to the department of revenue



117 of his or her residence change. In such cases, the change of residence shall be made by the  
118 department of revenue onto the individual's driving record.

119           6. Any person issued a concealed carry permit pursuant to sections 571.101 to 571.121,  
120 or a concealed carry endorsement issued prior to August 28, 2013, shall notify the sheriff or his  
121 or her designee of the permit or endorsement holder's county or city of residence within seven  
122 days after actual knowledge of the loss or destruction of his or her permit or driver's license or  
123 nondriver's license containing a concealed carry endorsement. The permit or endorsement holder  
124 shall furnish a statement to the sheriff that the permit or driver's license or nondriver's license  
125 containing the concealed carry endorsement has been lost or destroyed. After notification of the  
126 loss or destruction of a permit or driver's license or nondriver's license containing a concealed  
127 carry endorsement, the sheriff may charge a processing fee of ten dollars for costs associated  
128 with replacing a lost or destroyed permit or driver's license or nondriver's license containing a  
129 concealed carry endorsement and shall reissue a new concealed carry permit within three  
130 working days of being notified by the concealed carry permit or endorsement holder of its loss  
131 or destruction. The new concealed carry permit shall contain the same personal information,  
132 including expiration date, as the original concealed carry permit.

133           7. If a person issued a concealed carry permit, or endorsement issued prior to August 28,  
134 2013, changes his or her name, the person to whom the permit or endorsement was issued shall  
135 obtain a corrected or new concealed carry permit with a change of name from the sheriff who  
136 issued the original concealed carry permit or the original certificate of qualification for an  
137 endorsement upon the sheriff's verification of the name change. The sheriff may charge a  
138 processing fee of not more than ten dollars for any costs associated with obtaining a corrected  
139 or new concealed carry permit. The permit or endorsement holder shall furnish proof of the  
140 name change to the sheriff within thirty days of changing his or her name and display his or her  
141 concealed carry permit or current driver's license or nondriver's license containing a concealed  
142 carry endorsement. The sheriff shall report the name change to the concealed carry permit  
143 system, and the new name shall be accessible by the concealed carry permit system within three  
144 days of receipt of the information.

145           8. The person with a concealed carry permit, or endorsement issued prior to August 28,  
146 2013, shall notify the sheriff of a name or address change within thirty days of the change. A  
147 concealed carry permit and, if applicable, endorsement shall be automatically invalid after one  
148 hundred eighty days if the permit or endorsement holder has changed his or her name or changed  
149 his or her residence and not notified the sheriff as required in subsections 5 and 7 of this section.  
150 The sheriff shall assess a late penalty of ten dollars per month for each month, up to six months  
151 and not to exceed sixty dollars, for the failure to notify the sheriff of the change of name or  
152 address within thirty days.

153           **9. Notwithstanding any provision of this section to the contrary, if a concealed**  
154 **carry permit, or endorsement issued prior to August 28, 2013, expires while the person**  
155 **issued the permit or endorsement is on active duty in the armed forces, on active state duty,**  
156 **full-time National Guard duty under Title 32, or active duty under Title 10 with the**  
157 **National Guard, or is physically incapacitated due to an injury incurred while in the**  
158 **services of the National Guard or armed forces, the permit shall be renewed if the person**  
159 **completes the renewal requirements under subsection 3 of this section within two months**  
160 **of returning to Missouri after discharge from such duty or recovery from such**  
161 **incapacitation. Once the two-month period has expired, the provisions of subsection 4 of**  
162 **this section shall apply except the penalties shall begin to accrue upon the expiration of the**  
163 **two-month period described in this subsection rather than on the expiration date of the**  
164 **permit or endorsement.**

571.111. 1. An applicant for a concealed carry permit shall demonstrate knowledge of  
2 firearms safety training. This requirement shall be fully satisfied if the applicant for a concealed  
3 carry permit:

4           (1) Submits a photocopy of a certificate of firearms safety training course completion,  
5 as defined in subsection 2 of this section, signed by a qualified firearms safety instructor as  
6 defined in subsection 5 of this section; or

7           (2) Submits a photocopy of a certificate that shows the applicant completed a firearms  
8 safety course given by or under the supervision of any state, county, municipal, or federal law  
9 enforcement agency; or

10           (3) Is a qualified firearms safety instructor as defined in subsection 5 of this section; or

11           (4) Submits proof that the applicant currently holds any type of valid peace officer  
12 license issued under the requirements of chapter 590; or

13           (5) Submits proof that the applicant is currently allowed to carry firearms in accordance  
14 with the certification requirements of section 217.710; or

15           (6) Submits proof that the applicant is currently certified as any class of corrections  
16 officer by the Missouri department of corrections and has passed at least one eight-hour firearms  
17 training course, approved by the director of the Missouri department of corrections under the  
18 authority granted to him or her, that includes instruction on the justifiable use of force as  
19 prescribed in chapter 563; or

20           (7) Submits a photocopy of a certificate of firearms safety training course completion  
21 that was issued on August 27, 2011, or earlier so long as the certificate met the requirements of  
22 subsection 2 of this section that were in effect on the date it was issued.

23           2. A certificate of firearms safety training course completion may be issued to any  
24 applicant by any qualified firearms safety instructor. On the certificate of course completion the

25 qualified firearms safety instructor shall affirm that the individual receiving instruction has taken  
26 and passed a firearms safety course of at least eight hours in length taught by the instructor that  
27 included:

28 (1) Handgun safety in the classroom, at home, on the firing range and while carrying the  
29 firearm;

30 (2) A physical demonstration performed by the applicant that demonstrated his or her  
31 ability to safely load and unload either a revolver or a semiautomatic pistol and demonstrated his  
32 or her marksmanship with either firearm;

33 (3) The basic principles of marksmanship;

34 (4) Care and cleaning of concealable firearms;

35 (5) Safe storage of firearms at home;

36 (6) The requirements of this state for obtaining a concealed carry permit from the sheriff  
37 of the individual's county of residence;

38 (7) The laws relating to firearms as prescribed in this chapter;

39 (8) The laws relating to the justifiable use of force as prescribed in chapter 563;

40 (9) A live firing exercise of sufficient duration for each applicant to fire either a revolver  
41 or a semiautomatic pistol, from a standing position or its equivalent, a minimum of twenty  
42 rounds from the handgun at a distance of seven yards from a B-27 silhouette target or an  
43 equivalent target;

44 (10) A live-fire test administered to the applicant while the instructor was present of  
45 twenty rounds from either a revolver or a semiautomatic pistol from a standing position or its  
46 equivalent at a distance from a B-27 silhouette target, or an equivalent target, of seven yards.

47 **3. A certificate of firearms safety training course completion may also be issued to**  
48 **an applicant who presents proof to a qualified firearms safety instructor that the applicant**  
49 **has passed a regular or online course on firearm safety conducted by an instructor certified**  
50 **by the National Rifle Association that is at least one hour in length and who also passes the**  
51 **requirements of subdivisions (1), (2), (6), (7), (8), (9), and (10) of subsection 2 of this section**  
52 **in a course, not restricted by a period of hours, that is taught by a qualified firearms safety**  
53 **instructor.**

54 **4. A qualified firearms safety instructor shall not give a grade of passing to an applicant**  
55 **for a concealed carry permit who:**

56 (1) Does not follow the orders of the qualified firearms instructor or cognizant range  
57 officer; or

58 (2) Handles a firearm in a manner that, in the judgment of the qualified firearm safety  
59 instructor, poses a danger to the applicant or to others; or

60 (3) During the live-fire testing portion of the course fails to hit the silhouette portion of  
61 the targets with at least fifteen rounds.

62 [4.] 5. Qualified firearms safety instructors who provide firearms safety instruction to  
63 any person who applies for a concealed carry permit shall:

64 (1) Make the applicant's course records available upon request to the sheriff of the  
65 county in which the applicant resides;

66 (2) Maintain all course records on students for a period of no less than four years from  
67 course completion date; and

68 (3) Not have more than forty students per certified instructor in the classroom portion  
69 of the course or more than five students per range officer engaged in range firing.

70 [5.] 6. A firearms safety instructor shall be considered to be a qualified firearms safety  
71 instructor by any sheriff issuing a concealed carry permit pursuant to sections 571.101 to 571.121  
72 if the instructor:

73 (1) Is a valid firearms safety instructor certified by the National Rifle Association  
74 holding a rating as a personal protection instructor or pistol marksmanship instructor; or

75 (2) Submits a photocopy of a notarized certificate from a firearms safety instructor's  
76 course offered by a local, state, or federal governmental agency; or

77 (3) Submits a photocopy of a notarized certificate from a firearms safety instructor  
78 course approved by the department of public safety; or

79 (4) Has successfully completed a firearms safety instructor course given by or under the  
80 supervision of any state, county, municipal, or federal law enforcement agency; or

81 (5) Is a certified police officer firearms safety instructor.

82 [6.] 7. Any firearms safety instructor qualified under subsection [5] 6 of this section may  
83 submit a copy of a training instructor certificate, course outline bearing the notarized signature  
84 of the instructor, and a recent photograph of the instructor to the sheriff of the county in which  
85 the instructor resides. The sheriff shall review the training instructor certificate along with the  
86 course outline and verify the firearms safety instructor is qualified and the course meets the  
87 requirements provided under this section. If the sheriff verifies the firearms safety instructor is  
88 qualified and the course meets the requirements provided under this section, the sheriff shall  
89 collect an annual registration fee of ten dollars from each qualified instructor who chooses to  
90 submit such information and submit the registration to the Missouri sheriff methamphetamine  
91 relief taskforce. The Missouri sheriff methamphetamine relief taskforce, or its designated agent,  
92 shall create and maintain a statewide database of qualified instructors. This information shall  
93 be a closed record except for access by any sheriff. Firearms safety instructors may register  
94 annually and the registration is only effective for the calendar year in which the instructor  
95 registered. Any sheriff may access the statewide database maintained by the Missouri sheriff

96 methamphetamine relief taskforce to verify the firearms safety instructor is qualified and the  
97 course offered by the instructor meets the requirements provided under this section. Unless a  
98 sheriff has reason to believe otherwise, a sheriff shall presume a firearms safety instructor is  
99 qualified to provide firearms safety instruction in counties throughout the state under this section  
100 if the instructor is registered on the statewide database of qualified instructors.

101 [7.] 8. Any firearms safety instructor who knowingly provides any sheriff with any false  
102 information concerning an applicant's performance on any portion of the required training and  
103 qualification shall be guilty of a class C misdemeanor. A violation of the provisions of this  
104 section shall result in the person being prohibited from instructing concealed carry permit classes  
105 and issuing certificates.

Section B. Because of the need to ensure members of the armed services and National  
2 Guard are not penalized under the concealed carry laws as a result of their service to the country,  
3 the repeal and reenactment of section 571.104 of this act is deemed necessary for the immediate  
4 preservation of the public health, welfare, peace and safety, and is hereby declared to be an  
5 emergency act within the meaning of the constitution, and the repeal and reenactment of section  
6 571.104 of this act shall be in full force and effect upon its passage and approval.

✓