

Department of Planning and Budget 2017 Fiscal Impact Statement

1. Bill Number: SB1440

House of Origin Introduced Substitute Engrossed
Second House In Committee Substitute Enrolled

2. Patron: Black

3. Committee: Finance

4. Title: Concealed handgun permits.

5. Summary: Concealed handgun permits. Allows any person who is otherwise eligible to obtain a concealed handgun permit to carry a concealed handgun without a permit anywhere he may lawfully carry a handgun openly within the Commonwealth.

6. Budget Amendment Necessary: No.

7. Fiscal Impact Estimates: Indeterminate. See below.

8. Fiscal Implications: The proposed legislation would exempt any person who is authorized to open carry a handgun in the Commonwealth, from having to obtain a concealed handgun permit. The proposed bill also provides that an individual who qualifies to carry handgun under this subdivision is not required to demonstrate competency with a handgun under subsection B of § 18.2-308.02 or subsection B of §18.2-308.06.

Currently, under existing law, the court, local law enforcement and the Department of State Police may each charge a fee for processing an application for a concealed handgun permit not to exceed \$50. The court collects \$10 for the processing of an application or issuing of a permit, the local law enforcement agency may charge a fee of not more than \$35 to cover the cost of conducting an investigation, and the Department of State Police may charge a fee not to exceed \$5 to cover the cost associated with processing the application. For nonresident applications, the Department of State Police accepts and processes each application. There is a \$100 fee associated with each nonresident application to cover the cost of the background check and issuance of the permit. All fees collected by the Department of State Police in the concealed handgun program are deposited into the general fund.

According to data from the Department of State Police (Department), an average of 70,192 resident concealed handgun permits, and 4,131 nonresident concealed handgun permits were issued in the years 2012 through 2016. Based upon available data, it collected a total of \$1,221,695 in FY 2016 for both types of permits, which was subsequently deposited into the general fund. The proposed legislation would have an impact on general fund revenue and revenue collected by localities. However, because the number of individuals who would be exempt under this proposal is unknown, the estimated revenue loss to the state cannot immediately be determined at this time.

There is not enough data to estimate the impact to localities. According to the Compensation Board (Board), currently, based on best available data, the estimated revenue loss to state could be as much as \$847,000 and the estimated revenue loss to localities could be as much as \$240,000.

9. Specific Agency or Political Subdivisions Affected: Department of State Police, courts, local law enforcement.

10. Technical Amendment Necessary: No.

11. Other Comments: This bill appears to be identical to HB 2265.