



Office of Attorney General Derek Schmidt

KANSAS CONCEALED CARRY HANDGUN LICENSE RENEWAL APPLICATION (05-2020)



Instructions

- 1. This Concealed Carry Handgun License (CCHL) renewal application (Application) is for use as an alternative means to renew a CCHL while COVID-19 issues limit or prevent the ordinary course of CCHL renewal. After its release, this Application may only be used to submit an Application through December 31, 2020, or as later modified by the Attorney General. See page 4 for a full "Scope."
2. The applicant is required to provide ALL requested information (answers, signatures, dates, and attachments).
3. In providing any information, answers, signatures, and dates herein, please type or write them in blue or black ink.
4. Attach a money order, cashier's check or personal check in the amount of \$25.00 payable to the "Office of the Attorney General". FEES SUBMITTED ARE NONREFUNDABLE.
5. On page 2, attach a 2" x 2" frontal view, in-color photograph of the applicant taken within the preceding 30 days. Head and shoulders, no sunglasses or hats - passport or "selfie" style photos are allowed. Please use clear tape across the top and bottom of the photo when attaching.
6. Also on page 2, attach a photocopy of your Kansas driver's license or Kansas nondriver's identification card (NOT your most recent CCHL). Eligible active duty military personnel and their dependents stationed and living in Kansas, but who are not true residents of Kansas must attach a copy of their non-resident driver's license or ID card to this Application along with a copy of their stationing orders. (See "dependent" definition on page 4).
7. Complete Sections II and III. Double check to be sure everything is accurate, complete and attached.
8. Review and sign Section I. Make a copy of this entire application for your own records. Due to adherence to strict confidentiality mandates, the CCLU will not return originals or provide copies of filings sent to the CCLU.
9. File this Application by certified mail to the Office of Attorney General, Concealed Carry Licensing Unit, 120 SW 10th Ave, Topeka, KS 66612-1597. NOTE: The date your certified mail was postmarked will be regarded as your filing date (if this Application has been otherwise fully completed).

If approved for renewal after a criminal history background check, you will receive a notice that your CCHL has been renewed. Once standard State operations resume post-COVID-19, licensees are encouraged to promptly take that notice of renewal approval to an approved division of vehicles, driver's license examiner station. There, you will receive a paper receipt of the CCHL followed by the CCHL plastic card being mailed to you. You must pay any additional fees the Department of Revenue requires.

Section I: Declaration of Renewal Applicant

I personally provided all information, responses, signatures, dates, and attachments as requested and required by this Application.

I understand that any false information provided in and attached to this Application may subject me to prosecution for the crime of perjury, K.S.A. 21-5903, and amendments thereto, a severity level nine (9) non-person felony, or other applicable criminal charges.

In accordance with K.S.A. 75-7c04 and 75-7c08, I remain qualified for the issuance of a Kansas concealed carry license.

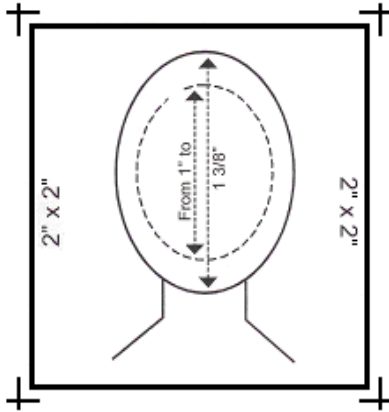
I understand that a name-based background check, including a check of the national instant criminal background check system, will be conducted on me and may include access to expunged records, and that other investigations may be conducted to determine my continuing eligibility for a Kansas CCHL.

Pursuant to K.S.A. 2019 Supp. 53-601, I hereby declare, verify, certify or state that the above and foregoing, and all information provided in and attached to this Application are true and correct.

Applicant Signature: _____

Date: ____/____/20____

Print Name: _____



Attach Photo With Clear Tape Across The Top and Bottom.

**Attach a Copy of DL or ID Card Here
(Not CCHL card)
Front (Picture) Side Only
Use Clear Tape Across Top and Bottom.**

AG Date Stamp:

CAUTION: Submitting this application MAY NOT entitle the CCHL holder to continue carrying concealed if the Applicant's CCHL has already expired.

Section II: Applicant Information				
NAME: Last	First	Middle	Jr., Sr., etc.	
Aliases/Maiden Name/Other Names Used:	Citizenship – Enter Name of Country: (If born outside of U.S. attach a copy of your foreign-born U.S. citizen birth certificate, U.S. passport or certificate of naturalization)			
Current Residence Address:*	City:	State:	County:	Zip Code:
Mailing Address (If different from residence)*	City:	State:	County:	Zip Code:
Date of Birth: (Month/Day/Year)	Alien Status (If you are applying as a permanent resident alien or qualified nonimmigrant alien you must provide your U.S.-issued alien registration number here and answer questions 12 through 14a):			
Place of Birth: (City, State, Country)				
KS Driver's License or Identification Card #:	Social Security Number: **		Sex: <input type="checkbox"/> Male <input type="checkbox"/> Female	
Active Duty Military –Non-Resident DL or ID# (Include State):		Active Duty Military – Military Identification #:		
Telephone: ***	Email: ***			
<small>* Licensees who have moved residences but have not notified the Attorney General's Office are subject to a fine of up to \$100 or a suspension of their CCHL for up to 6 months. Notifying the Department of Revenue of an address change does <u>not</u> relieve a licensee from updating the Attorney General as well. A change of address form can be found at www.ag.ks.gov/licensing/conceal-carry. Unless a Kansas resident is active duty military and stationed in another state, the CCLU will not mail concealed carry materials out of state. ** Providing your SSN is voluntary in order to verify your identity and confirm your eligibility for a CCH license (75-7c05). Failure to provide it may delay processing of your application. Pursuant to K.S.A. 39-758 and 74-139, and amendments thereto, your SSN may be disclosed to the Director of Taxation and/or the Kansas Department for Children and Families (DCF) for child support enforcement purposes. *** Providing your telephone number and/or email address is optional as well. This information is helpful when it is necessary to contact an applicant or licensee.</small>				
Applicant Signature: _____			Date: ____ / ____ / 20 ____	

Section III: Qualifications (K.S.A. 75-7c04 (a)): Place a check mark under the appropriate 'yes' or 'no' answer to the following questions. Answer all questions numbered 1 through 13.	Yes	No
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Answering 'no' to question 1 could result in denial of your renewal application.

1. Are you a resident of Kansas? (Or residing in Kansas while serving on active duty in the military?)		
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Answering 'yes' to questions numbered 2 through 13 could result in denial of your application.

2. Have you fled from a jurisdiction to avoid prosecution for a crime or to avoid giving testimony?		
3. Are you under charges, indictment or information (including a diversion agreement) in any court for a felony, or any other crime ?		
4. Even if expunged from your criminal history , have you ever been convicted as an adult or adjudicated as a juvenile in any court of a felony crime? See pg. 4 for information relating to felony disqualifiers.		
5. Even if expunged from your criminal history , have you ever been convicted in any court of any misdemeanor crime involving domestic violence ? <i>This can include convictions for domestic battery, battery, disorderly conduct or others.</i> See pg. 4 for definition of "misdemeanor crime involving domestic violence."		
6. Are you subject to a court ordered restraining order involving an "intimate partner" or child of such a partner? See pg. 4 for a definition of "restraining order."		
7. Are you an unlawful user of, or addicted to, marijuana or any depressant, stimulant, narcotic drug, or any other controlled substance? <i>(Among other instances, this includes: being convicted in the last year or being currently under a diversion for a controlled substance offense; positive drug test in the last year; paraphernalia that tests positive for a controlled substance; admissions of controlled substance use within the past year)</i> See pg. 4 for a definition of "unlawful user or addicted."		
8. Have you ever been adjudicated mentally defective? See pg. 4 for definition of "mental defective." If answer is "yes," attach a written explanation to this application.		
9. Have you ever been involuntarily committed to a mental institution? If answer is "yes," attach a written explanation to this application.		
10. Are you or have you ever been a "mentally ill person subject to involuntary commitment" or "person with an alcohol or substance abuse problem subject to involuntary commitment"		
11. Have you been discharged from the Armed Forces under dishonorable conditions? <i>(This includes being dismissed by general court martial if served as Commissioned Officer).</i>		
12. Are you an alien illegally or unlawfully in the United States?		
13. Are you a permanent resident alien residing in Kansas? If so, attach a copy of your U.S.-issued permanent resident alien registration card. Permanent resident aliens with valid documentation are eligible to apply for a Kansas concealed carry handgun license.		

Applicant Signature: _____ Date: ____ / ____ / 20____		
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Section IV: Definitions

SCOPE: This Application is a modified renewal application due to COVID-19 issues and applies for persons who, either prior to or after the publication of this Application, have a Kansas CCHL and are still, or would have been, able to renew their Kansas CCHL as provided by law, on or between March 12, 2020 and December 31, 2020. Through December 31, 2020, persons may use this Application, regardless of having previously expired or not, in order to file their CCHL renewal application. Additionally, through December 31, 2020, the OAG will **not** enforce the standard \$15 late renewal fee (*provided that late fee was not already submitted*). The availability of this Application does not prevent a person from filing the yellow-form Renewal Application (dated 1-2018 or 7-2020)]. Persons who would have permanently expired, defined below, prior to March 12, 2020 or on or after January 1, 2021, must comply with K.S.A. 75-7c08(c) and file a new application form in full (through the sheriff in the Kansas county where they reside) to again obtain their CCHL. Licensees whose CCHL expires January 1, 2021 or **after** will continue to be mailed the yellow-form Renewal Application (dated 1-2018 or 7-2020) no sooner than 150, and no later than 90, days **prior to** their current expiration date. They may file that completed application prior to their expiration for a renewal fee of \$25 - or after expiration for \$40. Again, late renewal is only allowed up to permanent expiration as defined below.

Felony disqualifications: **ANY prior felony conviction (even if expunged) must be disclosed.**

What constitutes a "felony" offense is judged in accordance with the law where the offense occurred. What constitutes a "conviction" for that felony will, generally, be judged by Kansas law. An active felony prohibition from another jurisdiction will likely preclude eligibility for a Kansas CCHL in accordance with Federal law. Anyone with **any** prior felony history – including juvenile, adult, arrest, charge, diversion, conviction, expunged or pardoned – should consult with private legal counsel to determine their concealed carry eligibility. The CCLU **cannot** offer legal advice to individual citizens about their CCHL eligibility or their ability to lawfully possess firearms in general. Any person still subject to the terms of a felony charge – including a diversion agreement - is likely prohibited from obtaining a CCHL.

"Misdemeanor crime involving domestic violence" or MCDV means: (1) a misdemeanor under, Federal, State or Tribal law; (2) that has as an element the use of force, attempted use of force or threatened use of a deadly weapon; (3) that was committed by: a current or former spouse, parent or guardian of the victim; a person who shares a child with the victim; a person who is living with or has lived with the victim as a spouse, parent or guardian; or a person who is similarly situated to a spouse, parent or guardian to the victim. The misdemeanor being violated DOES NOT have to have the term "domestic" in it at all (this means a simple assault, battery or disorderly conduct can be sufficient even if pled down from a "domestic" assault, battery, or disorderly conduct charge). **Further**, based on current federal law, an expungement **will not** suffice to remove an MCDV from applicability to that person. For further information on MCDVs, please consult the FAQs at www.ag.ks.gov/licensing/concealed-carry.

"Adjudicated as a mental defective" means: a finding by a court, board, commission or other lawful authority that a person, as a result of marked subnormal intelligence, or mental illness, incompetency, condition or disease: (a) Is a danger to himself or to others; or (b) Lacks the mental capacity to contract or manage his own affairs. The term shall include: a finding of insanity by a court in a criminal case; and those persons found incompetent to stand trial or found not guilty by reason of lack of mental responsibility pursuant to articles 50a and 72b of the Uniform Code of Military Justice, 10 U.S.C. 850a, 872b.

"Restraining order" means: a court order that restrains the person from: (a) harassing, stalking or threatening (i) an intimate partner or (ii) child of the intimate partner or the restrained person; or (b) engaging in conduct that places the intimate partner or child in reasonable fear of bodily injury. The order must be one issued after the restrained person received notice and had an opportunity to be heard and must include a finding that the restrained person poses a credible threat to the physical safety of the intimate partner or child; or the order must include a specific prohibition on the use, attempted use or threatened use of physical force against the intimate partner or child.

"Dependent" of active duty military member (ADM) means: a resident of the household of an ADM who financially depends on the ADM in whole or substantial part. ADM and their eligible dependents residing in Kansas are not required to surrender their non-resident driver's license or state issued ID in order to acquire a Kansas CCHL. **Note:** Active duty military and their dependents stationed in Kansas may also continue to carry concealed in Kansas if they: (1) are at least 21 years of age, (2) have a non-resident driver's license, and (3) a valid non-Kansas concealed carry license issued by another state or the District of Columbia. Active duty military are advised to carry their military ID along with their non-resident DL and CCHL.

"Unlawful user of or addicted to any controlled substance" means: A person who uses a controlled substance and has lost the power of self-control with reference to the use of controlled substance; and any person who is a current user of a controlled substance in a manner other than as prescribed by a licensed physician. A licensee's renewal application may be denied if, among other evidence of use or addiction, the licensee has in the past 12 months: been convicted of a controlled substance offense for use or possession; arrested for a use or possession offense where the person has multiple prior arrests in the past 5 years; admitted to using a controlled substance; tested positive for controlled substance use; etc. (See, 27 C.F.R. 478.11)

Permanently Expired Licenses: A CCHL is "permanently expired" if a renewal application has not been filed with the OAG within six (6) months following the expiration of the CCHL. A permanently expired CCHL cannot be renewed. **Due to COVID-19 issues, a CCHL that would ordinarily have permanently expired on or between March 12, 2020 and December 31, 2020, will have until December 31, 2020 to avoid permanent expiration by filing a complete renewal application.** A person whose CCHL has permanently expired must file a new application through the sheriff in the Kansas county where they reside.