

**DEPARTMENT OF PUBLIC SAFETY  
BUREAU OF CRIMINAL IDENTIFICATION**

Concealed Firearm Permit

Instructor Course

June 24th, 2024

# INTRODUCTIONS

## CFP Instructor Program Administrator

◎ Compliance Specialist Mindy Lindquist

◎ Bureau of Criminal Identification, 26+ years

◎ Firearms Section

◎ CFP and PI Board Coordinator

◎ Law Enforcement Liaison

◎ Brady Section



# COURSE OVERVIEW

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(CFP & Instructors)
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# **INSTRUCTOR REQUIREMENTS**

# COURSE REQUIREMENTS

- ⦿ Instructional Course and Test
  - ⦿ A Utah concealed firearms instructor, in order to obtain initial certification or renew a certification, shall attend an instructional course and pass a certification test
- ⦿ The course shall include instruction on
  - ⦿ Current Utah law related to firearms
  - ⦿ Concealed carry statutes and rules
  - ⦿ The use of deadly force by private citizens

53-5-704 Bureau Duties and CFP Procedures

# INSTRUCTOR APPLICATION

- ⊙ What **must accompany** your application
  - ⊙ BCI course certificate
  - ⊙ Proof of having completed a firearms instructor training course from a BCI-approved entity, the Utah Department of Public Safety, or Division of Peace Officer Standards and Training (P.O.S.T.)
  - ⊙ The currently approved organizations are the NRA, USCCA, NAAGA, U.S. LawShield and Concealed Coalition. More are pending final approval.
  - ⊙ One passport quality photo
  - ⊙ Photocopy of driver license
  - ⊙ Signed Agreement that you will teach Utah minimum training curriculum
  - ⊙ Possess a Utah concealed firearm permit
  - ⊙ **One year deadline all instructor/permit applications must be submitted to BCI within one year of instructor/CFP course completion**

# INSTRUCTOR APPLICATION CHECKLIST

State of Utah  
Department of Public Safety  
APPLICATION FOR CONCEALED FIREARM INSTRUCTOR

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**INSTRUCTIONS**

A complete criminal background check will be conducted on all applicants. (Instructors must be of good character as defined in section 53-5-704 UCA and must be eligible to possess firearms under state and federal law.)

**FEES:** Fees are non-refundable  
Instructor Application \$50.00: An instructor's certification is valid for three years from the date of issue.  
Renewal Application \$25.00: Renewal certification is valid for three years from date of issue.

Each applicant for certification or renewal as a Utah Concealed Carry Instructor **MUST** attend a course of instruction provided by the Bureau of Criminal Identification and pass a certification test before certification or renewal can be issued.

The required course will be provided at least twice yearly; it is the applicant's responsibility to make all necessary arrangements to attend.

**WHAT MUST ACCOMPANY THE APPLICATION**

- Utah Concealed Carry Instructor Course Certificate and one other instructor certification listed below
  - N.R.A. Firearms Instructor Certificate
  - Utah P.O.S.T. Firearms Instructor Certificate
- Attach a signed copy of our minimum training guidelines
- If you wish to expand your course, please provide a copy of your course curriculum
- One color passport quality photo. Name must be written on the back of the photo
- A photocopy of your driver license or state identification card
- A photocopy of your valid Utah Concealed Firearm Permit
- Attach a summary of your qualifications and past experience as a firearms instructor

**INSTRUCTOR RESPONSIBILITIES**


- Instructors must provide each student who attends their course with a copy of the approved course outline.
- Each instructor will be required to provide a signed certificate of completion to a person completing the offered course of instruction. The certificate of completion requires a stamp of the certified instructors "official seal" (only a seal design provided by the State of Utah will be accepted). A copy of the seal design will be provided by BCI, however it is the instructor's responsibility to obtain the seal.
  - A new seal will be required each time certification is renewed to reflect the new expiration date.
- Every concealed firearm permit applicant must receive instruction in the areas outlined by Section 53-5-704(8) of the "Concealed Weapons Act" as set forth in the Bureau's training guidelines.
- Instructors **MUST** supply a valid phone number and/or e-mail to be listed on the BCI website for customer contact. Contact information must be current at all times or instructor will be removed from listing.
- Instructors must notify BCI of any address change.

Utah Bureau of Criminal Identification 3888 W 5400 S Taylorsville Utah 84129 (801) 965-4445 - - - - BCI-1523C-0306

Revised 10/20

- ⦿ All BCI applications have a checklist of items that are required.
- ⦿ Make sure you use the checklist.
- ⦿ Incomplete applications will be returned.

# INSTRUCTOR APPLICATION

 State of Utah  
Department of Public Safety  
APPLICATION FOR CONCEALED FIREARM INSTRUCTOR

Your application will *not* be processed unless this form is completely filled out and all applicable questions have been answered. Be sure to provide all supporting documents. Enclose the appropriate fee \$50.00 in the form of cash, check, money order or credit card made payable to "Utah Bureau of Criminal Identification." **FEEs ARE NON-REFUNDABLE.** Please read all instructions prior to completing this form. **TYPE OR PRINT IN INK.** Firearms Instructor \$50.00

Bureau Use Only

Name \_\_\_\_\_ Date of Birth \_\_\_\_\_ Place of Birth \_\_\_\_\_  
(Last) (First) (Middle)

Previously used Name(s) (Maiden, etc.) \_\_\_\_\_ Social Security Number \_\_\_\_\_

Address \_\_\_\_\_  
(Street) (City) (County) (State) (Zip)

Mailing Address (if different from street address) \_\_\_\_\_

Home Phone# \_\_\_\_\_ Work Phone # \_\_\_\_\_ Driver Lic # \_\_\_\_\_ St \_\_\_\_\_

Height \_\_\_\_\_ Weight \_\_\_\_\_ Eye Color \_\_\_\_\_ Hair Color \_\_\_\_\_ Sex \_\_\_\_\_ Race \_\_\_\_\_

What is your Citizenship? \_\_\_\_\_ Alien Registration # or Naturalization # \_\_\_\_\_

**ALL APPLICANTS: Please answer "Yes" or "No" to all questions below. A complete criminal background check will be conducted including expunged and juvenile court records. If you answer "Yes" to any question, attach documentation explaining your answer.**

<input type="checkbox"/> Yes	<input type="checkbox"/> No	Have you ever been convicted of a felony?
<input type="checkbox"/> Yes	<input type="checkbox"/> No	Have you ever been convicted of a crime of violence?
<input type="checkbox"/> Yes	<input type="checkbox"/> No	Have you ever been convicted of an offense involving the use of alcohol? (i.e. DUI/DWI, alcohol related reckless, unlawful use of alcohol, etc.)
<input type="checkbox"/> Yes	<input type="checkbox"/> No	Have you ever been convicted of an offense involving the use of narcotics or other controlled substances?
<input type="checkbox"/> Yes	<input type="checkbox"/> No	Have you ever been convicted of any offense involving moral turpitude? (i.e. theft, criminal mischief, sex crimes, etc.)
<input type="checkbox"/> Yes	<input type="checkbox"/> No	Have you ever been convicted of offense involving domestic violence?
<input type="checkbox"/> Yes	<input type="checkbox"/> No	Have you ever been adjudicated as mentally incompetent?
<input type="checkbox"/> Yes	<input type="checkbox"/> No	Are you currently subject to a court sanctioned protective order?
<input type="checkbox"/> Yes	<input type="checkbox"/> No	Have you ever been dishonorably discharged from the armed forces?

Instructors desiring to be listed on the BCI website **MUST** supply a valid phone number and/or e-mail for customer contact.

PHONE \_\_\_\_\_ EMAIL OR WEBSITE ADDRESS \_\_\_\_\_

**This information must be current at all times, if changed BCI must be notified immediately.**

Please check this box if you **DO NOT** want your name and number on our website.

**Please answer "Yes" or "No" to the following question.**

Yes  No Do you meet *all* of the firearms instructor criteria as listed on the instruction sheet?

**ALL APPLICANTS: Please read and sign the statement below.**

I understand that it is a class B misdemeanor to knowingly and willfully provide false information on an application for certification as a concealed firearms permit instructor and may result in the denial of certification pursuant to Utah Code Ann. § 53-5-704(15). I hereby declare under criminal penalty of the State of Utah that the information contained on this application is true and correct.

Signed on \_\_\_\_\_  
(Date)

\_\_\_\_\_  
(Signature)

**METHOD OF PAYMENT (CHECK APPROPRIATE BOX)** Payment enclosed (check or money order only)  Credit Card

Credit Card payment must include 3 or 4-digit control number found on the back of the credit card. There is a \$20.00 service charge for any returned check.

Credit Card Signature \_\_\_\_\_ Zip Code Associated with Credit Card \_\_\_\_\_

Credit Card Orders: \*Visa  \*MasterCard  \*AMEX  \*Discover

Card Number – 15 digit AMEX or 16 digit Visa, MasterCard or Discover	3 or 4 digit control #	Expiration Date
<input type="text"/>	<input type="text"/>	<input type="text"/>

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⦿ You are applying for an instructor license and need to complete the application to receive the license.

⦿ No application - No license.



# INSTRUCTOR CERTIFICATION

## ⦿ Renewal Period

⦿ Instructor certification is valid for a **three-year** period from the issue date of initial and each subsequent renewal application.

## ⦿ Fees

⦿ Each applicant for certification shall pay a fee of \$50.00


⦿ The renewal fee for the certificate is \$25.00


⦿ Certifications expired by more than 30 days will incur a \$7.50 late fee. Applications received after one year of expiration are invalid and the applicant must complete the full application process again.

# INSTRUCTOR CERTIFICATION

⦿ In addition to the instructor certificate issued by BCI, instructors are issued a “Utah Concealed Firearm Instructor” identification card

UTAH		I999999	
DEPARTMENT OF PUBLIC SAFETY Concealed Firearm Instructor			
NAME:	TEST	TEST	
D.O.B.	01/01/1901	SEX:	F
ADDRESS:	123 FAKE ST		
CITY:	FAKE CITY	ST:	UT ZIP: 11111
DATE OF ISSUE:	12/20/2016	DATE OF EXPIRATION:	12/20/2019
HT:	511	WT:	220 EYES: BLU HAIR: BRO
Commissioner of Public Safety: <i>Scott D. Spurgeon</i>			



	STATE OF UTAH DEPARTMENT OF PUBLIC SAFETY Concealed Firearms Instructor Certification
3/1/2006 Date Issued	1101000 License Number
JOHN Q SAMPLE	
is licensed to conduct business as a concealed firearms instructor in the State Of Utah, subject to the law and the rules and regulations set forth by the Commissioner of Public Safety pertaining to such business and the licensing thereof.	
<i>Scott D. Spurgeon</i> Commissioner of Public Safety	

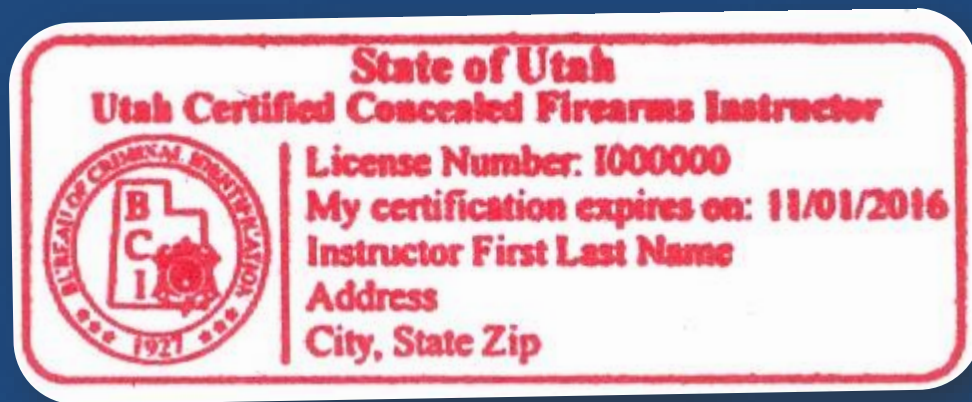
# CERTIFIED INSTRUCTOR LOGO

- ⦿ Certified Instructor
- ⦿ Instructors **ARE NOT** employed by BCI or the State of Utah



# INSTRUCTOR SEAL

- ⦿ Instructor's Official Seal
  - ⦿ All instructors **must obtain** an official seal
  - ⦿ The seal shall be **affixed to all certificates issued** by the instructor
  - ⦿ The exact **design of the seal** is determined by BCI



Example of an instructor's official seal

# INSTRUCTOR SEAL

- ⦿ Stamps can be produced by any stamp maker but must follow BCI design and include:
  - ⦿ Instructor name, instructor #, and the BCI Logo
  - ⦿ The words “Utah Certified Concealed Firearms Instructor” and “State of Utah”
  - ⦿ Certification expiration date
  - ⦿ Instructor’s business or residence address

Stamp company information  
is available on your thumb drive

# **CONCEALED FIREARM PERMIT APPLICANT REQUIREMENTS**

# BUREAU AUTHORITY

- ⦿ BCI has statutory authority to supervise and administer rules and laws that pertain to the concealed firearm and instructor programs.
- ⦿ BCI does not have the statutory authority to turn away instructor applications or limit the number of instructors.
- ⦿ Any changes in the law, administrative rules, reciprocal agreements or changes in training requirements to include a practical shooting exercise would have to be accomplished through the legislature and/or the Utah Attorney General's Office.

# WHY A UTAH CFP?

- ⊙ Some common reasons people may seek a Utah Concealed Firearm Permit
  - ⊙ The ability to carry a firearm **fully loaded**
  - ⊙ The ability to carry a firearm **concealed**
  - ⊙ Waives the \$7.50 **background check fee** for purchasing a firearm (Utah residents only)
  - ⊙ **Recognition** of Utah's permit by other states
  - ⊙ Permit valid for **5 years**
  - ⊙ Lower permit **cost** compared to many other states
  - ⊙ Utah law makes no distinction or defines what type of firearm a concealed firearm permit holder can possess or how many



# APPLICATION REQUIREMENTS

◎ Utilize the **bordered space** provided on the application to stamp with the official seal.

◎ Pay attention to the **revision date at the bottom of the application.**

◎ The application must be **completed by the applicant prior to the instructor signing and stamping the application.**

**State of Utah**  
**Department of Public Safety**  
**APPLICATION FOR CONCEALED FIREARM PERMIT**

**Please read all instructions prior to completing this form. TYPE OR PRINT IN INK.**  
Your application will not be processed unless this form is completely filled out and all applicable questions answered. Be sure to provide all supporting documents: one complete fingerprint card, one photo (with name on back), photocopy of resident state's permit (if applicable) with expiration date visible and photocopy of drivers' license.  
Enclose the appropriate fee, **\$38.00 for Utah residents or \$48.00 for non-residents** in the form of credit card, money order or check made payable to "Utah Bureau of Criminal Identification". Name and address must be imprinted on check. **Cannot accept foreign credit cards.**  
**FEES ARE NON-REFUNDABLE.**

**Name** (Last) \_\_\_\_\_ (First) \_\_\_\_\_ (Middle) \_\_\_\_\_ Date of Birth \_\_\_\_\_  
(Please print full name as it appears on your driver license or state issued ID card)

**Previously used Name(S)(Maiden, etc.)** \_\_\_\_\_ **State/Country of Birth** \_\_\_\_\_  
(If born outside of US provide documentation)

**Mailing Address** (Street) \_\_\_\_\_ **City** \_\_\_\_\_ **State** \_\_\_\_\_ **Zip** \_\_\_\_\_  
(If different from street address)

**Home Phone** \_\_\_\_\_ **Alt Phone #** \_\_\_\_\_ **Driver Lic #** \_\_\_\_\_ **Sex** \_\_\_\_\_  
(County) \_\_\_\_\_ (State) \_\_\_\_\_

**Height** \_\_\_\_\_ **Weight** \_\_\_\_\_ **Eye Color** \_\_\_\_\_ **Hair Color** \_\_\_\_\_

**What is your Citizenship?** \_\_\_\_\_ **Age** \_\_\_\_\_ **Residence** \_\_\_\_\_

**ALL APPLICANTS: Please answer "Yes" or "No" to all questions below. A complete criminal background check will be conducted including expunged and juvenile court records. If you answer "Yes" to any question, attach documentation explaining your answer.**

- Yes  No Have you ever been convicted of a felony?
- Yes  No Have you ever been convicted of a crime of violence?
- Yes  No Have you ever been convicted of an offense involving the unlawful use of alcohol? (i.e. DUI/DWI, alcohol related reckless, unlawful use of alcohol, etc.)
- Yes  No Have you ever been convicted of any offense involving narcotics or other controlled substances?
- Yes  No Have you ever been convicted of an offense involving moral turpitude? (i.e. theft, criminal mischief, sex crimes, etc.)
- Yes  No Are you currently subject to a court sanctioned protective order?
- Yes  No Have you ever been dishonorably discharged from the armed forces?

**NEW APPLICANTS:** A department approved firearms instructor must complete the following certification information:

The applicant, \_\_\_\_\_ has met the criteria established by the Utah Department of Public Safety and Utah Code Ann. § 53-5-704(8). I certify this to be true and correct to the best of my knowledge and belief.

Instructor Signature \_\_\_\_\_  
Training Date \_\_\_\_\_  
Month \_\_\_\_\_ Day \_\_\_\_\_ Year \_\_\_\_\_

The instructor's stamp goes in this box

**ALL APPLICANTS: Please read and sign the statement below:**

I understand that it is a class B misdemeanor to knowingly and willfully provide false information on a concealed firearm permit application and may result in the denial of a permit pursuant to Utah Code Ann. § 53-5-704(15). I hereby declare under criminal penalty of the State of Utah that the information contained on this application is true and correct.

Executed on: \_\_\_\_\_ (Date) at \_\_\_\_\_ (Time)

(Signature) \_\_\_\_\_

**METHOD OF PAYMENT (CHECK APPROPRIATE BOX)** Payment enclosed (check or money order only)  Credit Card   
**Credit Card payment must include 3 digit control number found on back of the credit card. There is a \$20.00 service charge for any returned check.**

**Credit Card Signature** \_\_\_\_\_  
**Credit Card Orders:** \*Visa  \*MasterCard  (FILL IN CREDIT CARD NUMBERS FOR MAIL IN APPLICATIONS ONLY)  
Card Number \_\_\_\_\_ Zip Code Associated with Credit Card \_\_\_\_\_  
Card Number \_\_\_\_\_  
3 Digit Control # \_\_\_\_\_ Expiration Date (MMYY) \_\_\_\_\_

Utah Bureau of Criminal Identification 3888 W 5400 S Taylorsville Utah 84129 801-965-4445 ----- BCI-1523A-1007

Revised 1/2015

# APPLICATION REQUIREMENTS

## ◎ Application requirements:

◎ 21 years of age or older

◎ One **passport quality** photo

◎ Photocopy of driver license

◎ One (blue) type applicant fingerprint card

◎ Instructor stamp in **red** ink

◎ Non-resident applicants who reside in a state that Utah has reciprocity or recognition with must also supply **proof of having obtained a permit from their state of residency**

◎ Applications **must be received** by BCI **within one year** of taking the concealed firearm permit course

**State of Utah**  
**Department of Public Safety**  
**APPLICATION FOR CONCEALED FIREARM PERMIT**

Please read all instructions prior to completing this form. TYPE OR PRINT IN INK.  
Your application will not be processed unless this form is completely filled out and all applicable questions answered. Be sure to provide all supporting documents: one complete fingerprint card, one photo with name on back, photocopy of resident state's permit (if applicable) with expiration date visible and photocopy of drivers license.  
Enclose the appropriate fee, \$39.00 for Utah residents or \$49.00 for non-residents in the form of credit card, money order or check made payable to "Utah Bureau of Criminal Identification". Name and address must be imprinted on check. Cannot accept foreign credit cards.  
**FEES ARE NON-REFUNDABLE**

**Name** (Last) \_\_\_\_\_ (First) \_\_\_\_\_ (Middle) \_\_\_\_\_ Date of Birth \_\_\_\_\_  
**Previously used Name(s)** (Maiden, etc.) \_\_\_\_\_ Social Security Number \_\_\_\_\_  
**Physical Address** \_\_\_\_\_ State/Country of Birth \_\_\_\_\_  
**Mailing Address** (if different from street address) \_\_\_\_\_ (City) \_\_\_\_\_ (State) \_\_\_\_\_  
**Home Phone** \_\_\_\_\_ (County) \_\_\_\_\_ (Zip) \_\_\_\_\_  
**Height** \_\_\_\_\_ **Weight** \_\_\_\_\_ **Alt Phone #** \_\_\_\_\_ **Eye Color** \_\_\_\_\_ **Hair Color** \_\_\_\_\_ **Driver Lic #** \_\_\_\_\_ **Sex** \_\_\_\_\_ **Race** \_\_\_\_\_

**What is your Citizenship?** \_\_\_\_\_  
**ALL APPLICANTS: Please answer "Yes" or "No" to all questions below. A complete criminal background check will be conducted including expunged and juvenile court records. If you answer "Yes" to any question, attach documentation explaining your answer.**

<input type="checkbox"/> Yes	<input type="checkbox"/> No	Have you ever been convicted of a felony?
<input type="checkbox"/> Yes	<input type="checkbox"/> No	Have you ever been convicted of a crime of violence?
<input type="checkbox"/> Yes	<input type="checkbox"/> No	Have you ever been convicted of an offense involving the use of alcohol? (i.e. DUI/DWI, alcohol related reckless, unlawful use of alcohol, etc.)
<input type="checkbox"/> Yes	<input type="checkbox"/> No	Have you ever been convicted of an offense involving moral turpitude? (i.e., theft, criminal mischief, sex crimes, etc.)
<input type="checkbox"/> Yes	<input type="checkbox"/> No	Are you currently subject to a court sanctioned protective order?

**NEW APPLICANTS:** A department approved firearms instructor must complete the following certification information:  
The applicant established by the Utah Department of Public Safety and Utah Code Ann. § 53-5-704(9). I certify this to be true and correct to the best of my knowledge and belief.  
Instructor Signature \_\_\_\_\_  
Training Date \_\_\_\_\_  
Month \_\_\_\_\_ Day \_\_\_\_\_ Year \_\_\_\_\_  
The instructor's stamp goes in this box: \_\_\_\_\_

**ALL APPLICANTS: Please read and sign the statement below:**  
I understand that it is a class B misdemeanor to knowingly and willfully provide false information on a concealed firearm permit application and may result in the denial of a permit pursuant to Utah Code Ann. § 53-5-704(15). I hereby declare under criminal penalty of the State of Utah that the information contained on this application is true and correct.  
Executed on: \_\_\_\_\_ (Date) \_\_\_\_\_ at \_\_\_\_\_ (Time)

**METHOD OF PAYMENT (CHECK APPROPRIATE BOX)**  
Credit Card Signature \_\_\_\_\_ Payment enclosed (check or money order only)  Credit Card   
Credit Card Orders: \*Visa  \*MasterCard  (FILL IN CREDIT CARD NUMBERS FOR MAIL IN APPLICATIONS ONLY)  
Credit Card Number \_\_\_\_\_ Zip Code Associated with Credit Card \_\_\_\_\_  
Utah Bureau of Criminal Identification 3888 W 5400 S Taylorsville Utah 84129 801-965-4445 ..... BCI-1523A-1007  
3 Digit Control # \_\_\_\_\_ Expiration Date (MMYY) \_\_\_\_\_

Revised 1/2015

# APPLICATION FEES

AS OF 2/1/2024

## ⊙ Resident Concealed Firearm Permit

**\$53.25**

⊙ \$25.00 - Permit processing fee

⊙ \$13.25 - FBI fingerprint processing fee

⊙ \$15.00 - State background check fee

## ⊙ Non Resident Concealed Firearm Permit

**\$63.25**

⊙ \$35.00 - Permit processing fee

⊙ \$13.25 - FBI fingerprint processing fee

⊙ \$15.00 - State background check fee

# APPLICATION RENEWALS

## ⦿ Renewal requirements:

- ⦿ \$20.00 in state renewal fee

- ⦿ \$25.00 out of state renewal fee

- ⦿ Completed application

- ⦿ One passport quality photo

- ⦿ Permits expired by more than 30 days will incur a \$7.50 late fee.

- ⦿ Expired permits received that are over a year old will require the applicant to complete the full application process again

# APPLICATION RENEWALS

- ⦿ Permit holders may renew **in person**, by **mail**, and **online**.
- ⦿ To renew online, go to <https://secure.utah.gov/concealed-firearms>
- ⦿ There is a **\$0.75 convenience fee** to renew over the internet.
- ⦿ Permit holders will need the **capability to upload** a passport quality photo and a copy of his/her own states concealed firearm permit or concealed weapon permit, if applicable.

# ACTIVE DUTY MILITARY

- ◎ Utah waives permit renewal fees for active duty service members and their spouses
  - ◎ This **only applies** to active duty service members and their spouses **while stationed in Utah**

[53-5-707 Permit Fees and Other Information](#)

# PROBLEM AREAS

- ◎ Common reasons applications are mailed back (on an average 200-400 applications weekly)
- ◎ Incorrect payment amount
- ◎ Not signing the credit card line
- ◎ Incorrect zip code associated with credit card
- ◎ Instructor stamps must be legible
- ◎ Photos must be of passport style and quality
- ◎ Fingerprints must be of good quality and the card must have been completed

State of Utah  
Department of Public Safety  
**APPLICATION FOR CONCEALED FIREARM PERMIT**  
INSTRUCTIONS  
NEW APPLICANT

Anyone, at least 21 years of age, may apply for the Utah Concealed Firearm Permit. Please answer all questions by typing or clearly printing in ink.

Applications may be submitted in person or by mail to:  
Bureau of Criminal Identification  
3886 West 5400 South  
Taylorsville UT 84129  
Office Hours: M-F, 8:00 a.m. until 5:00 p.m.

Applications must be accompanied by all required documentation (see below). Every application must be signed by the applicant prior to submission.

If applying by mail, please send application and everything that must accompany it in a 9 x 12 envelope, if possible.

**COST TO APPLY**  
The following non-refundable fee must be included with your application:  
Utah Residents: \$40.00  
Non-Residents: \$51.00

**PAYMENT OPTIONS**  
The Bureau accepts cash, check, money order, VISA and MASTERCARD. Credit card payment must include the 3-digit control number on the back of the card.  
Name and address must be imprinted on checks (no "counter checks" please). Please make check or money order payable to Utah Bureau of Criminal Identification. There will be a \$20 service charge for returned checks. PLEASE DO NOT SEND CASH IN THE MAIL.

**CONCEALED FIREARM COURSE SURVEY**  
Please complete the course survey available at:  
<http://www.publicsafety.utah.gov/bci/CFFsurvey.html>  
You may return the survey by email to:  
DPSFIREARMS@Utah.gov

**WHAT MUST ACCOMPANY THE APPLICATION**  
ISSUED IDENTIFICATION CARD

- PHOTOGRAPH: One recent color photograph of passport quality (2x2, no hats or sunglasses please). NAME MUST BE ON BACK OF PHOTO. BCI does offer photo services for our permits. The fee for a photo is: \$16.00
- APPLICATION must include permanent physical residence and mailing address (if applicable).

**NON-RESIDENT PROOF OF PERMIT**  
If you reside in a state that recognizes the validity of the Utah CFP or has reciprocity with Utah, you must obtain a CFP application from your home state and submit a copy of it with your Utah application for a Utah permit. For a list of reciprocal states visit: <http://www.publicsafety.utah.gov/bci/CFFPermit>. Reciprocity will be determined by your state-issued identification. If your state does not recognize the Utah permit this does not apply.

**FINGERPRINT CARDS:**  
Blue and white (FD-358) Applicant fingerprint cards can be obtained from BCI or your local police department. Fingerprint card must be filled out completely, including signatures of both the applicant and official. USE BLACK INK ONLY. Writing and blue prints must be legible. Fingerprints will cause a delay in processing the application. Private businesses and many local law enforcement agencies provide this service, check your local listings.

**APPLICANTS BORN OUTSIDE OF U.S.:**  
If you were born outside of the U.S., you must include your Alien Registration Number or INS Registration Number on your application and fingerprint card, or certificate. A copy of a valid U.S. issued born abroad birth certificate. A copy of a valid U.S. passport will also be accepted for proof of citizenship if born outside the U.S.

**WEAPON FAMILIARITY CERTIFICATION:**  
Applicants must complete a firearms familiarity course, certified by the Bureau, before applying for a permit. Please have your instructor complete the certification information on the application. Holders of a valid Concealed Firearm Permit from another state other than Utah are not exempt from taking the weapon familiarity course if use from an approved Utah instructor. BCI must receive your application within one year from the date the course was completed.

**APPLICATION PROCESSING**  
Upon receipt of your completed application packet, we will process your payment, then applications will be reviewed in background investigation. If it is determined that the criteria you. Please do not call to check the status of your permit; the review process may take up to 60 days.

**WARNING**  
Falsification of any information in the application may result in denial or revocation of a permit and possible criminal prosecution.

**VISIT OUR WEBSITE AT:**  
<http://publicsafety.utah.gov/bci/>  
Any questions please contact BCI at 801-966-4446 or DPSFIREARMS@utah.gov.

Utah Bureau of Criminal Identification 3886 W 5400 S Taylorsville Utah 84129 (801) 966-4446 ••••• BCI-1523A-1007  
Revised 3/2015

# PROBLEM AREAS

- ⦿ Not providing a copy of the applicant's driver license
- ⦿ Not providing a copy of the applicant's home state permit (when applicable)
  - ⦿ 8.5" X 11" paper (**not wallet-sized, cut out, etc.**)
- ⦿ Applicants born outside the United States must supply proper documents
- ⦿ All necessary copies must be made and attached to the application prior to submission
- ⦿ Current address must be on file with BCI
  - ⦿ USPS will not forward BCI mail
  - ⦿ Returned mail will cause delays and additional costs to the program



# APPLICATION PHOTOS

◎ Applicants required to submit a recent color photograph of **passport quality**

◎ Passport quality means:

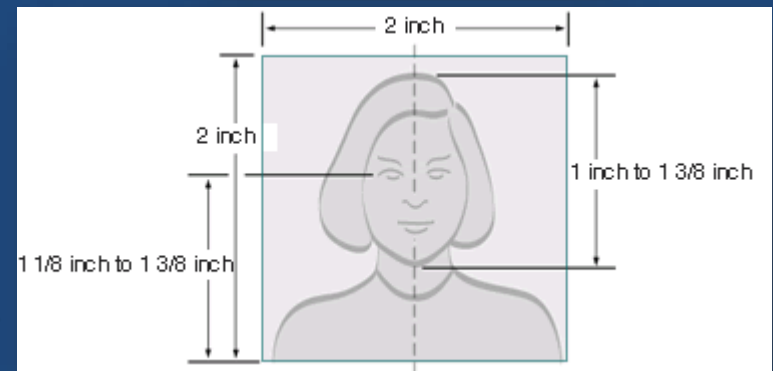
◎ Approximately 2 in. X 2 in.

◎ Taken within last 6 months and showing current appearance

◎ Full front view of subject's face

◎ No hats or dark glasses

◎ Plain (white) background



# FINGERPRINTS

- ◎ Prints **must meet FBI requirements (53-5-706)**
  - ◎ Fingers **rolled** from one edge of the nail to the other edge and just below the first joint
  - ◎ Ridge characteristics are **clear**
  - ◎ Impressions are **uniform** in tone
  - ◎ There is an impression in **each block**
    - ◎ If the digit has been amputated or is disfigured, write this in the box provided
  - ◎ There are 4 impressions and a thumb in the **simultaneous impression block**

The image shows an FBI fingerprint card (FD-302) with the following details:

- APPLICANT:** BEAR, YOGI
- LAST NAME:** BEAR
- FIRST NAME:** YOGI
- UTBCID0000 BU OF CRIM IDENT SALT LAKE CITY, UT**
- AGENCY:** 528-12-3456

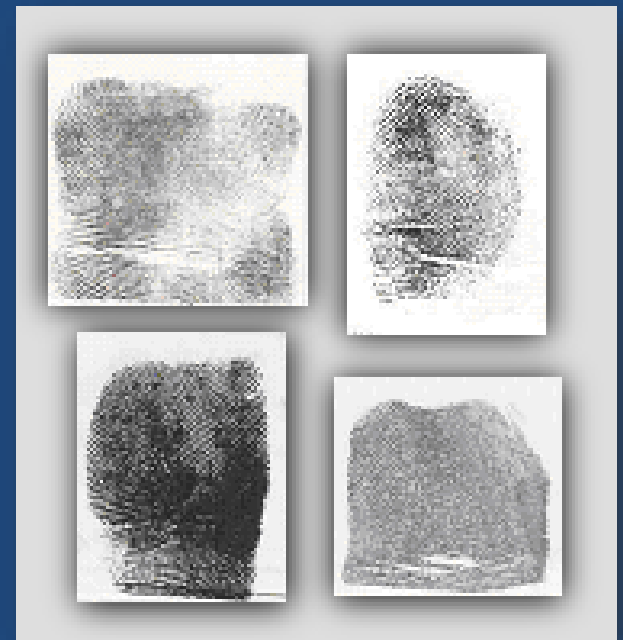
The card features a grid of fingerprint impressions for the right and left hands, including individual impressions and simultaneous impressions.

53-5-706 Fingerprints and Bureau Duties

# FINGERPRINTS

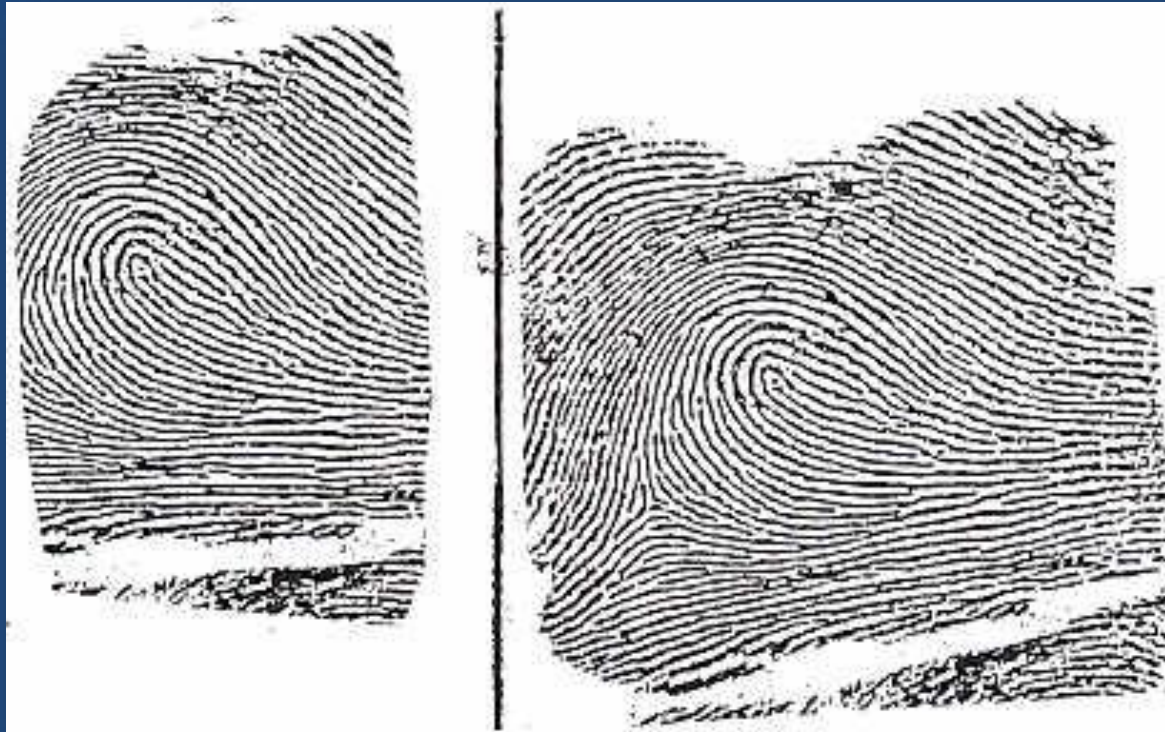
## ⊙ Reasons prints may be **rejected**

- ⊙ Ink is **unevenly** distributed
- ⊙ Fingers are **not fully inked**
- ⊙ Too much or too little ink
- ⊙ Fingers **slip or twist** during rolling
- ⊙ Ridges are worn smooth
- ⊙ One or more **fingers printed twice**
- ⊙ One or more **impressions missing**
- ⊙ Fingerprints on the **back of the card**
- ⊙ Fail to include **complete information**



# FINGERPRINTS

⊙ Pressed versus **rolled**



# FINGERPRINT CARDS

- ◎ Ensure Completeness
- ◎ Applicant name & Signature
- ◎ Biometric data
- ◎ SSN/ITIN
- ◎ Print taker  
Signature and date

**APPLICANT**  
FD-208 (REV. 3-1-10) 1110-0046

LAST NAME: Bear  
FIRST NAME: Yogi  
MIDDLE NAME: J

RESIDENCE OF PERSON FINGERPRINTED: [Redacted]

ALIAS: AKA [Redacted]

DATE: 9/2/13  
SIGNATURE OF OFFICIAL TAKING FINGERPRINTS: [Redacted]

EMPLOYER AND ADDRESS: [Redacted]

REASON FINGERPRINTED: [Redacted]

CITIZENSHIP: OCA  
CTZ: [Redacted]

YOUR NO: OCA  
FBI NO: FBI  
ARMED FORCES NO: MNU  
SOCIAL SECURITY NO: 638-12-3456  
MISCELLANEOUS NO: MNU

UTBC10000  
BU OF CRIM IDENT  
SALT LAKE CITY, UT

DATE OF BIRTH: 10/1/1980  
DOB: 10/1/1980  
SEX: M  
HAIR: W  
EYES: Blue  
JAZZ: Brown  
PLACE OF BIRTH: Utah

1. R. THUMB  
2. R. INDEX  
3. R. MIDDLE  
4. R. RING  
5. R. LITTLE  
6. L. THUMB  
7. L. INDEX  
8. L. MIDDLE  
9. L. RING  
10. L. LITTLE

LEFT FOUR FINGERS TAKEN SEPARATELY  
RIGHT FOUR FINGERS TAKEN SEPARATELY

# PRINT CARD REQUESTS

- ⦿ Due to budgetary and resource considerations, BCI is no longer able to mail blank fingerprint cards to instructors.
  - ⦿ Cards may still be picked up in person at the BCI building
- ⦿ Instructors may purchase fingerprint cards through the U.S. Government Bookstore
  - <https://bookstore.gpo.gov/products/sku/027-001-00086-6>
- ⦿ Amazon.com search “FD-258 fingerprint cards”
- ⦿ Applicants may provide their own prints taken by local law enforcement

# APPLICANTS BORN OUTSIDE THE U.S.

- ⦿ The applicant must be **qualified to purchase and possess** a firearm pursuant to state and federal law
- ⦿ The applicant must supply **proof of United States legal residency**
  - ⦿ Naturalization Number
  - ⦿ Born Abroad Birth Certificate (ex. born on a US military base)
  - ⦿ Valid U.S. Passport
  - ⦿ INS or Alien Registration Number
- ⦿ Supply a **copy** of the actual certificate



# BADGES

- ⦿ It is a Class B misdemeanor to
  - ⦿ Displays or possesses any badge
  - ⦿ With the intent to deceive or induce another to submit to his pretended official authority or act



76-8-512 Impersonation of an Officer



# NOTIFICATION OF CHANGES

Website Postings

Class Instruction

Direct Contact

# APPLICATION TO PERMIT

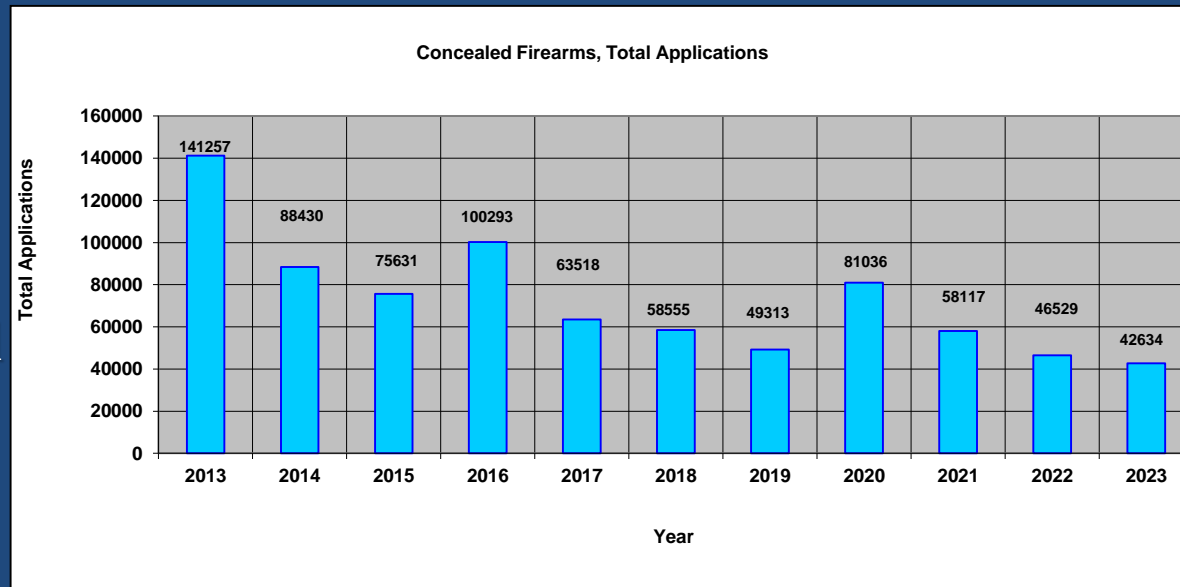
- ⦿ Applications are received at BCI
  - ⦿ In person, by mail, or online
    - ⦿ In person applicants may get fingerprints at BCI for a fee of \$15 each.
- ⦿ Applications are processed by **date of receipt**
- ⦿ Permits are printed for approved applicants
  - ⦿ Permits are sent by mail

# PERMIT STATISTICS

- ⦿ Total valid concealed firearm permits:
  - ⦿ BCI received 42,634 applications in 2023
  - ⦿ BCI received 46,529 applications in 2022
  - ⦿ BCI received 58,117 applications in 2021
  - ⦿ BCI received 81,036 applications in 2020
  - ⦿ BCI received 49,313 applications in 2019

## 2023 Statistics

- ⦿ Permits denied
  - ⦿ 831
- ⦿ Permits suspended
  - ⦿ 1328
- ⦿ Permits revoked
  - ⦿ 458



# RECOGNITION OF UTAH PERMITS

- ◎ The following states recognize the Utah permit:
  - ◎ Alabama, Alaska, Arizona, Arkansas, Colorado, Delaware, Florida, Georgia, Idaho, Indiana, Iowa, Kansas, Kentucky, Louisiana, Maine, Michigan, Mississippi, Missouri, Montana, Nebraska, Nevada, New Hampshire, North Carolina, North Dakota, Ohio, Oklahoma, Pennsylvania, South Dakota, Tennessee, Texas, Vermont, Virginia, Washington, West Virginia, Wisconsin, Wyoming
- ◎ Some states only **recognize** the Utah permit if **the permit holder is a Utah resident**:
  - ◎ Colorado, Michigan, Pennsylvania, Maine, New Hampshire, Florida

# RECOGNITION OF UTAH PERMITS

State	Recognition Status	Standard Permit		Provisional Permit	
		Home State Permit Required to apply for Utah permit	Home State Permit NOT Required to apply for a Utah permit	Home State Permit Required to apply for a Utah permit	Home State Permit NOT Required to apply for a Utah permit
<u>Hawaii</u>	Neither		✓		✓
<u>Idaho</u>	Both	✓		✓	
<u>Illinois</u>	Neither		✓		✓
<u>Indiana</u>	Both	✓		✓	
<u>Iowa</u>	Standard Only	✓			✓
<u>Kansas</u>	Standard Only	✓			✓
<u>Kentucky</u>	Standard Only	✓			✓
<u>Louisiana</u>	Standard Only	✓			✓
<u>Maine</u>	Standard Only	✓			✓
<u>Maryland</u>	Neither		✓		✓
<u>Massachusetts</u>	Neither		✓		✓
<u>Michigan</u>	Standard Only	✓			✓
<u>Minnesota</u>	Neither		✓		✓
<u>Mississippi</u>	Both	✓			✓
<u>Missouri</u>	Both	✓		✓	
<u>Montana</u>	Both	✓		✓	
<u>Nebraska</u>	Standard Only	✓			✓
<u>Nevada</u>	Both	✓			✓
<u>New Hampshire</u>	Standard Only	✓			✓
<u>New Jersey</u>	Neither		✓		✓
<u>New Mexico</u>	Neither		✓		✓
<u>New York</u>	Neither		✓		✓

Permit holders should always contact  
any state they plan to visit to confirm their laws  
Utah honors all valid permits

# UTAH FIREARM LAW

- ⦿ Authority given to the State

- ⦿ Unless specifically authorized by the Legislature by statute, a local authority or state entity may not enact or enforce any ordinance, regulation, or rule pertaining to firearms.

76-10-500 Uniform Weapons Law

# PERMIT CONFIDENTIALITY

- ⦿ Statute prohibits the sharing of concealed firearm permit information
  - ⦿ A person is guilty of a class A misdemeanor if the person knowingly discloses information other than for an official law enforcement purpose.

53-5-708 Permit Names are Private

# PERMIT ISSUE TIMES

- ⦿ Statute sets the time frame for permit issuance at **60 days**
- ⦿ **PLEASE** remind your students not to contact BCI unless it has been 60 days
- ⦿ If an application status check is requested, BCI prefers applicants to email **[dpsfirearms@utah.gov](mailto:dpsfirearms@utah.gov)** after 60 days has lapsed from the date the application was received



53-5-704 Bureau Duties and CFP Procedures



# FIREARM SAFETY PROGRAM

- ◎BCI participates with the Utah Department of Health and the Utah Shooting Sports Council in a program to promote firearm safety and suicide prevention.
- ◎The following video can be found at <https://secure.Utah.gov/concealed-firearms/renew/preventionVideo.html> and may be used to help educate your students about these issues.
- ◎Additional information can be found at: <http://liveonutah.org/>

# BREAK TIME



# INVESTIGATOR INTRODUCTION

## ◎ Agent Colby Vanderbeek

◎ Law Enforcement Experience, 14+ years

◎ Utah Highway Patrol

◎ DPS Dive Team

◎ Utah CFP Instructor

◎ BCI Firearms Investigator

◎ PI Investigator

◎ P.O.S.T. Firearms Instructor



**CONCEALED FIREARM PERMIT  
COURSE REVIEW**

# CFP COURSE REQUIREMENTS

- ⦿ Firearm familiarity **must** be taught in person
  - ⦿ BCI does not accept waivers as evidence of general familiarity

53-5-704 Bureau Duties and CFP Procedures

# CFP COURSE REQUIREMENTS

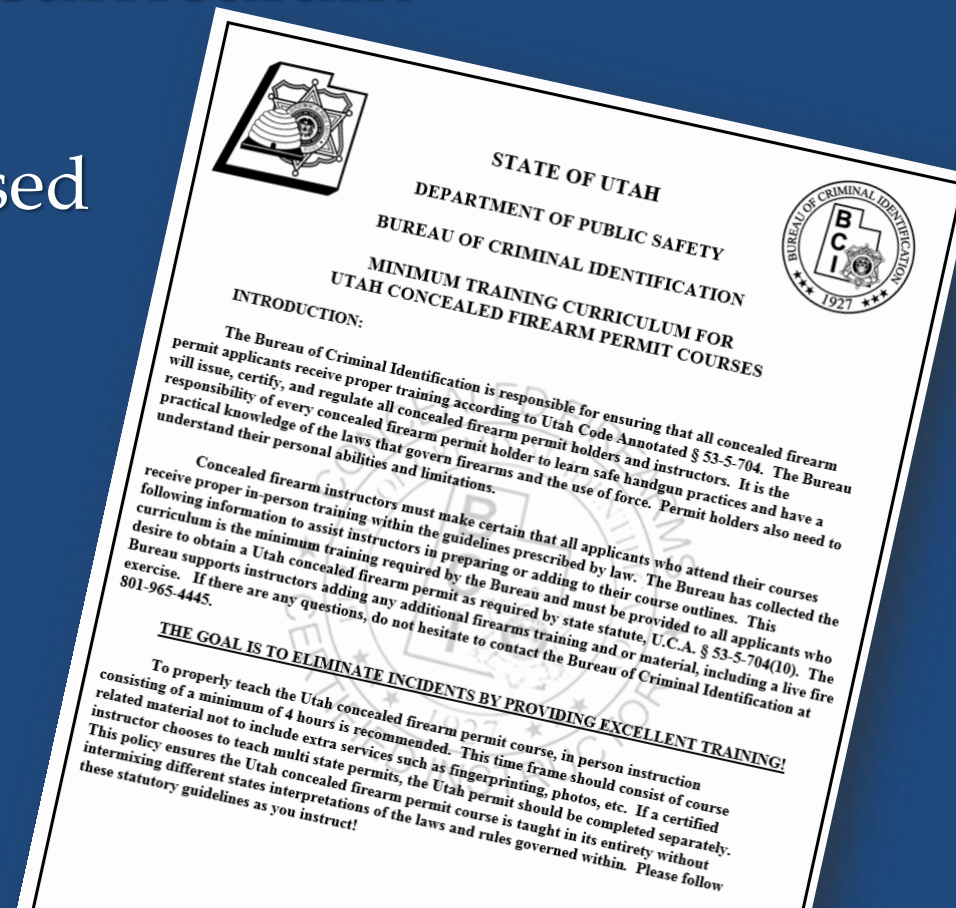
- ⦿ Hands on instruction in:
  - ⦿ Safe loading
  - ⦿ Unloading
  - ⦿ Storage
  - ⦿ Carrying firearms concealed
- ⦿ Review of current laws defining lawful firearm use
  - ⦿ Lawful self defense
  - ⦿ Use of force
  - ⦿ Transportation
  - ⦿ Concealment

53-5-704 Bureau Duties and CFP Procedures

# CFP COURSE REQUIREMENTS

◎ Course instruction must meet the “minimum training curriculum” as set forth by BCI

◎ Copies can be accessed on BCI’s website: [bci.utah.gov](http://bci.utah.gov)



# CFP COURSE REQUIREMENTS

- ⦿ Instructor **shall provide** each student with the required course of instruction outline approved by BCI
  - ⦿ Printed copy
  - ⦿ Burned on a CD
  - ⦿ Thumb Drive
  - ⦿ It is now acceptable, as of 11/2/2022, to provide the BCI link to students and a physical copy is not required

[53-5-704 Bureau Duties and CFP Procedures](#)



# CFP COURSE REQUIREMENTS

- ⦿ A time study was conducted which determined **4 hours is a reasonable, minimal time frame to cover all the required material** from the training curriculum.
  - ⦿ This is not mandatory, provided all aspects of the training curriculum are covered.
- ⦿ All information must be presented with adherence to the minimum training curriculum. Additional information can be presented at the instructor's discretion.
- ⦿ If you are teaching a **multi-state class** it is not necessary to re-cover information taught in the previous class.
- ⦿ It is **EVERY INSTRUCTOR'S responsibility** to ensure all material in the minimum training curriculum is covered.

# CFP COURSE REQUIREMENTS

- ⊙ Handgun Safety Training & General Familiarity
  - ⊙ Handgun safety rules
    - ⊙ Causes of accidents
    - ⊙ Elements of firearm safety
    - ⊙ Four basic gun safety rules
    - ⊙ Range rules
    - ⊙ Child safety

# CFP COURSE REQUIREMENTS

## ⊙ Handgun Safety

### Training & General Familiarity

#### ⊙ Handgun parts and operation

⊙ Frame

⊙ Barrel

⊙ Action

⊙ Function and firing mechanism check

⊙ Safe loading/unloading

⊙ Revolver cylinder rotation

# CFP COURSE REQUIREMENTS

## ⊙ Handgun Safety Training & General Familiarity

### ⊙ Ammunition

- ⊙ Cartridge Types
- ⊙ Cartridge Components
- ⊙ Firing Sequence
- ⊙ Safety and General Guidelines
- ⊙ Care and Storage
- ⊙ Ammunition Malfunctions



# CFP COURSE REQUIREMENTS

- ⊙ Handgun Safety Training & General Familiarity
  - ⊙ **Fundamentals of shooting**
    - ⊙ Basic two hand shooting positions
    - ⊙ Basic shooting fundamentals

# CFP COURSE REQUIREMENTS

- ⊙ Handgun Safety Training & General Familiarity
  - ⊙ **Safe handling**
    - ⊙ Maintenance and cleaning
    - ⊙ Safe draw, presentation, and holstering
    - ⊙ Safe concealment considerations
    - ⊙ Safe storage (firearms and ammunition)

# STATE CODE, FEDERAL CODE, AND ADMINISTRATIVE RULE

- ⊙ Utah Criminal and Traffic Code
  - ⊙ Concealed Firearm Act
  - ⊙ Justification of force
  - ⊙ Rules of arrest, by whom, and how made
  - ⊙ Weapons in prohibited areas/circumstances
  - ⊙ Weapons laws
  - ⊙ Assault and related offenses
  - ⊙ Weapons laws
    - ⊙ Non-concealed permit holder

# STATE CODE, FEDERAL CODE, AND ADMINISTRATIVE RULE

## ⦿ Federal Firearms Regulations

- ⦿ Section 922 Unlawful Acts

- ⦿ Straw Purchase

- ⦿ Unlawful Transport

- ⦿ Unlawful Transfer

- ⦿ Unlawful Possession

- ⦿ Unlawful Possession in a School Zone



# STATE CODE, FEDERAL CODE, AND ADMINISTRATIVE RULE

- ◎18 USC Section 924

- ◎Penalties

- ◎18 USC Section 926A

- ◎Interstate Transportation of Firearms

- ◎18 USC Section 929

- ◎Use of Restricted Ammunition

- ◎18 USC Section 930

- ◎Restrictions of Federal Facilities

# STATE CODE, FEDERAL CODE, AND ADMINISTRATIVE RULE

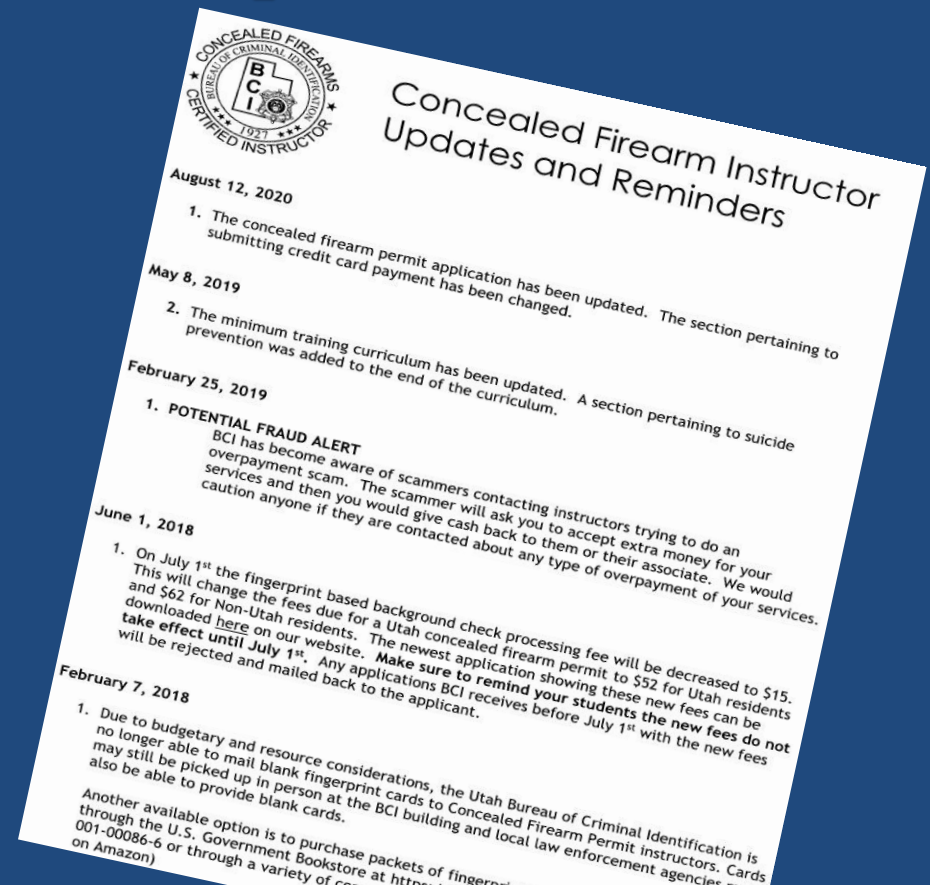
- ⊙BCI Administrative Rule and Policy
  - ⊙R722-300 Concealed Firearm Permit and Instructor Rule
  - ⊙Regulatory Duties
  - ⊙Permit Application Process
  - ⊙Criteria for Issuance, Denial, Suspension, and Revocation
  - ⊙Adjudicative Procedures

# INSTRUCTOR UPDATES AND REMINDERS

◎ All instructors should regularly check the BCI website for new and updated information

◎ [bci.utah.gov](http://bci.utah.gov)

◎ “Information for Concealed Firearm Instructors”



# ERRONEOUS TEACHING CONCEPTS

- ⊙ “Law allows you to shoot an attacker twice in the chest and once in the head.”
- ⊙ Interspersing other occupational sidelines with the CFP course
- ⊙ As a permit holder, “ I work for you.”
- ⊙ “If you are approached by a closed fist attacker, deadly force is justified.”
- ⊙ When advertising your CFP instructor business, don’t send BCI the bill.
- ⊙ When demonstrating, don’t use live ammunition.
- ⊙ Weaver Stance – “How you shoot a target that is weaving.”
- ⊙ If you extend a warning for someone to leave your property and they don’t, you can shoot them dead.

# COURSE MONITORING

## ⦿ Overt and Covert course checks

- ⦿ BCI monitors CFP courses, both in and out of state

- ⦿ BCI has dedicated Investigators who monitor and investigate courses and complaints to ensure compliance with the minimum training curriculum, etc.

## ⦿ Complaints

- ⦿ Instructor and applicant complaints will be aggressively investigated

## ⦿ Instructor fraud or non-compliance

- ⦿ An instructor who is found to be in **violation of Federal law, Utah law or BCI administrative rule** may be subject to suspension/revocation and/or criminal prosecution.

# CONCEALED FIREARM ACT

- ◎BCI is mandated by law to issue a concealed firearms permit within 60 days.
- ◎The 60 day period will start once the applicant's account is charged.
- ◎Inform your students **not to call** before 60 days to check on the progress of their permit, the same people processing the permits are answering the phones and it slows down the process.

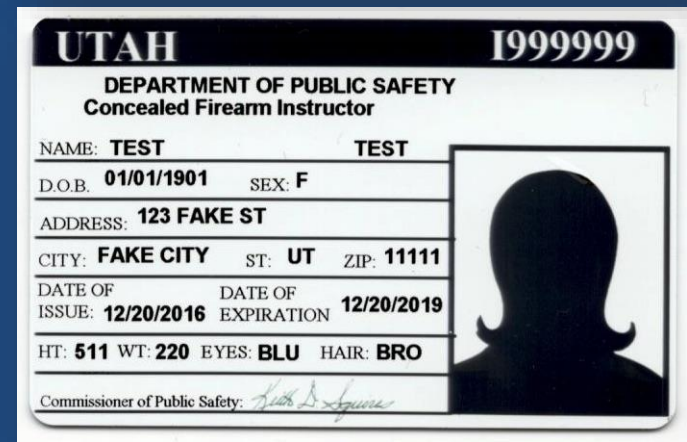
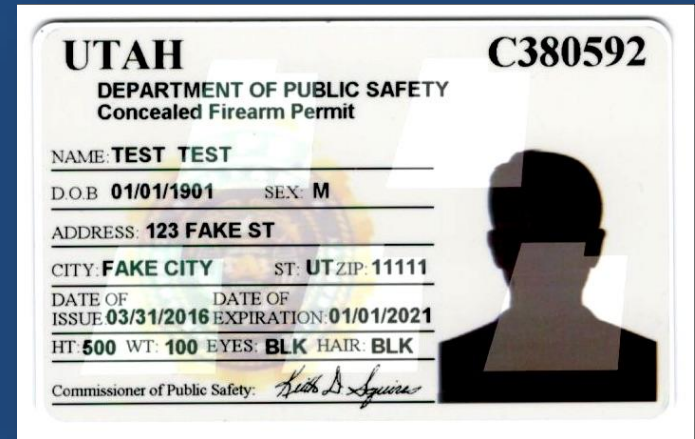
53-5-704 Bureau Duties and CFP Procedures

# BACKGROUND CHECKS

- ⦿ In order to be eligible to receive a Utah concealed firearm permit, **the bureau must be able to check each and every applicant's criminal history** through local, state, and national databases.
  - ⦿ If the bureau is unable to do a background check of each of the following items, the applicant will not be eligible to receive a Utah concealed firearm permit.
    - ⦿ Utah Computerized Criminal History (UCCH)
    - ⦿ National Crime Information Center (NCIC)
    - ⦿ Interstate Identification Index (III)
    - ⦿ Drivers license information
    - ⦿ Statewide warrants file
    - ⦿ Criminal justice juvenile files
    - ⦿ Criminal history expungement system
    - ⦿ National Instant Check System (NICS)
    - ⦿ Immigration and Naturalization Service (when applicable)

# INSTRUCTOR LICENSE AND CONCEALED FIREARM PERMIT

© The Utah CFP instructor licenses and concealed carry permits are authorized by Utah law and can also be suspended or revoked by law. However, if you follow a few simple rules, the state of Utah should have no reason to suspend or revoke your permit.





# **PERMIT HOLDER AND APPLICANT DISQUALIFYING CRITERIA**

# APPLICATION QUESTIONS

⊙ Please remind your students that if they mark yes to a question on the application, they should also **attach an explanation and any supporting documentation**

⊙ Court paperwork, pardons, expungements, or any other documentation surrounding case outcomes

**State of Utah**  
**Department of Public Safety**  
**APPLICATION FOR CONCEALED FIREARM PERMIT**

*Please read all instructions prior to completing this form. TYPE OR PRINT IN INK*

Your application will **NOT** be processed unless the form is completely filled out and all applicable questions answered. Be sure to provide all supportive documents; one complete fingerprint card, one photo **with name on back**, photocopy of resident state's permit with expiration date, visa; if resident state honors the Utah CFP, and photocopy of driver's license. Enclose the appropriate fee, **\$39.00 for Utah residents or \$49.00 for non-residents** in the form of credit card, money order or check made payable to 'Utah Bureau of Criminal Identification'. Name and address must be imprinted on check. **Do not accept foreign credit cards. FEES ARE NON-REFUNDABLE.**

**Name:** (Last) \_\_\_\_\_ (First) \_\_\_\_\_ (Middle) \_\_\_\_\_ Date of Birth \_\_\_\_\_  
(Please print full name as it appears on your driver license or state issued ID card) (If born outside of US provide documentation)

**Previously used Name(s)** (Maiken, etc.): \_\_\_\_\_

**Physical Address:** \_\_\_\_\_

**Mailing Address:** (if different from street address) \_\_\_\_\_

**Home Phone:** \_\_\_\_\_

**State/Country of Birth:** \_\_\_\_\_ (If born outside of US provide documentation)

**Social Security Number:** \_\_\_\_\_

**Height:** \_\_\_\_\_ **Weight:** \_\_\_\_\_ **Alt. Phone #:** \_\_\_\_\_ **City:** \_\_\_\_\_ **County:** \_\_\_\_\_ **State:** \_\_\_\_\_ **Zip:** \_\_\_\_\_

**Eye Color:** \_\_\_\_\_ **Hair Color:** \_\_\_\_\_

**Driver Lic #:** \_\_\_\_\_ **Sex:** \_\_\_\_\_ **Race:** \_\_\_\_\_ **S:** \_\_\_\_\_

**What is your Citizenship?** \_\_\_\_\_ (If born outside of US, include Alien Registration # or INS Registration #)

**ALL APPLICANTS: Please answer "Yes" or "No" to all questions below. If you answer "Yes" to any question, attach criminal background check will be conducted including expunged and sealed court records.**

- Yes  No Have you ever been convicted of a felony?
- Yes  No Have you ever been convicted of a misdemeanor?
- Yes  No Have you ever been convicted of a crime of violence?
- Yes  No Have you ever been convicted of an offense involving the use of alcohol? (i.e. DUI/DWI, alcohol related reckless/unlawful use of alcohol, etc.)
- Yes  No Have you ever been convicted of any offense involving moral turpitude? (i.e. theft, criminal mischief, sex crimes, etc.)
- Yes  No Have you ever been adjudicated as mentally incompetent?
- Yes  No Have you ever been dishonorably discharged from the armed forces?

**NLW APPLICANTS: A department approved firearms instructor must complete the following certification information:**

The applicant established by the Utah Department of Public Safety and Utah Code Ann. § 53-5-704(8), I certify this to be true and correct to the best of my knowledge and belief.

Instructor Signature: \_\_\_\_\_

Training Date: \_\_\_\_\_

The Instructor's stamp goes in this box

**ALL APPLICANTS: Please read and sign the statement below:**

I understand that it is a class B misdemeanor to knowingly and willfully provide false information on a concealed firearm permit application and may result in the denial of a permit pursuant to Utah Code Ann. § 53-5-704(15). I hereby declare under criminal penalty of the State of Utah that the information contained on this application is true and correct.

Executed on: \_\_\_\_\_ (Date)

(Signature) \_\_\_\_\_

**METHOD OF PAYMENT (CHECK APPROPRIATE BOX)** Payment enclosed (check or money order only)  Credit Card   
*Credit Card Payment must include 3 or 4 digit control number on back of the credit card. There is a \$3.00 service charge for any returned check.*

Credit Card Signature: \_\_\_\_\_

Credit Card Order: \*Visa  \*MasterCard  \*AMEX  (FILL IN CREDIT CARD NUMBERS FOR MAIL IN APPLICATIONS ONLY)

Card Number - 16 digit AMEX or 16 digit Visa or MasterCard \_\_\_\_\_ Zip Code Associated with Credit Card \_\_\_\_\_

3 or 4 Digit Control # \_\_\_\_\_ Expiration Date (MMYY) \_\_\_\_\_

Utah Bureau of Criminal Identification 3883 W 5400 S Taylorville Utah 84120 801-935-4445 ••••• DC-1523A-1007

Revised 8/2015

# FALSE WRITTEN STATEMENTS

- ⦿ An individual who provides false information on a CFP application is guilty of a class B misdemeanor
- ⦿ The application may be denied, or the permit may be suspended or revoked.

<b>ALL APPLICANTS: Please answer "Yes" or "No" to all questions below. A complete criminal background check will be conducted including expunged and juvenile court records. If you answer "Yes" to any question, attach documentation explaining your answer.</b>	
<input type="checkbox"/> Yes <input type="checkbox"/> No	Have you ever been convicted of a felony?
<input type="checkbox"/> Yes <input type="checkbox"/> No	Have you ever been convicted of a crime of violence?
<input type="checkbox"/> Yes <input type="checkbox"/> No	Have you ever been convicted of an offense involving the use of alcohol? (i.e. DUI/DWI, alcohol related reckless, unlawful use of alcohol, etc.)
<input type="checkbox"/> Yes <input type="checkbox"/> No	Have you ever been convicted of the unlawful use of narcotics or other controlled substances?
<input type="checkbox"/> Yes <input type="checkbox"/> No	Have you ever been convicted of any offense involving moral turpitude? (i.e., theft, criminal mischief, sex crimes, etc.)
<input type="checkbox"/> Yes <input type="checkbox"/> No	Have you ever been convicted of offense involving domestic violence?
<input type="checkbox"/> Yes <input type="checkbox"/> No	Have you ever been adjudicated as mentally incompetent?
<input type="checkbox"/> Yes <input type="checkbox"/> No	Are you currently subject to a court sanctioned protective order?
<input type="checkbox"/> Yes <input type="checkbox"/> No	Have you ever been dishonorably discharged from the armed forces?
<b>NEW APPLICANTS: A department approved firearms instructor must complete the following certification information:</b>	
The applicant, _____ has met the criteria established by the Utah Department of Public Safety and Utah Code Ann. § 53-5-704(8). I certify this to be true and correct to the best of my knowledge and belief.	The instructor's stamp goes in this box
Instructor Signature _____	
Training Date _____ Month Day Year	
<b>ALL APPLICANTS: Please read and sign the statement below:</b>	
I understand that it is a class B misdemeanor to knowingly and willfully provide false information on a concealed firearm permit application and may result in the denial of a permit pursuant to Utah Code Ann. § 53-5-704(15). I hereby declare under criminal penalty of the State of Utah that the information contained on this application is true and correct.	
Executed on: _____ (Date)	
_____ (Signature)	

# DISQUALIFYING CRITERIA

- ⦿ The bureau may deny, suspend, or revoke a concealed firearm permit if the applicant or permit holder:
  - ⦿ has been or is convicted of a **felony**;
  - ⦿ has been or is convicted of a **crime of violence**;
  - ⦿ has been or is convicted of an **offense involving the use of alcohol**;
  - ⦿ has been or is convicted of an offense involving the **unlawful use of narcotics or other controlled substances**;
  - ⦿ has been or is convicted of an offense involving **moral turpitude**;
  - ⦿ has been or is convicted of an offense involving **domestic violence**;
  - ⦿ has been or is **adjudicated** by a state or federal court as **mentally incompetent**, unless the adjudication has been withdrawn or reversed; and
  - ⦿ is **not qualified** to purchase and possess a firearm pursuant to Section 76-10-503 and federal law.

# DISQUALIFYING CRITERIA

- ⊙ Class C misdemeanors & infractions..... 3 years
- ⊙ Class B misdemeanors..... 4 years
- ⊙ Class A misdemeanors..... 5 years
- ⊙ Protective Order..... Lifetime
- ⊙ Domestic Violence..... Lifetime
- ⊙ Felony conviction..... Lifetime
- ⊙ Convicted of a registrable sex offense..... Lifetime
- ⊙ Mentally Incompetent..... Lifetime
- ⊙ Danger to self or others..... CFP Board's discretion
- ⊙ Past pattern of violent behavior..... CFP Board's discretion
- ⊙ False information on initial or renewal permit application..... CFP Board's discretion
- ⊙ Failure to provide sufficient fingerprints.....Suspension until acceptable fingerprints are received
- ⊙ Is not qualified to purchase and possess firearms pursuant to Section 76-10-503 and federal law
- ⊙ Utah Administrative Code allows BCI to consider mitigating circumstances after the time period has elapsed from the date the applicant was convicted or released from incarceration, parole, or probation, whichever occurred last
- ⊙ Restoration of Rights/Relief from Disabilities are still a denier if the felony conviction remains on the criminal history

# MORAL TURPITUDE

- ⊙ Theft
- ⊙ Fraud
- ⊙ Tax evasion
- ⊙ Issuing bad checks
- ⊙ Robbery
- ⊙ Interference with police
- ⊙ Fleeing, resisting, or failure to obey police
- ⊙ Obstruction of justice
- ⊙ Bribery
- ⊙ Perjury
- ⊙ Extortion
- ⊙ Arson
- ⊙ Forgery
- ⊙ Wildlife violations involving weapons
- ⊙ Receiving stolen property
- ⊙ Firearms violations
- ⊙ Burglary
- ⊙ Vandalism
- ⊙ Kidnapping
- ⊙ Crimes involving unlawful sexual conduct
- ⊙ Violations of the pornographic and harmful materials and performances act
- ⊙ Falsifying govt. records
- ⊙ Criminal mischief

Utah Admin Rules R722-300

# JUVENILE FELONIES

## ⊙ Non-Violent Felony

- ⊙ Distribute Controlled Substance
- ⊙ Forgery
- ⊙ Theft
- ⊙ Possession of a stolen vehicle
- ⊙ Receive stolen property
- ⊙ Possession of a controlled substance

## ⊙ Violent Felony

- ⊙ Murder
- ⊙ Aggravated Assault
- ⊙ Rape
- ⊙ Aggravated Kidnapping
- ⊙ Robbery
- ⊙ Burglary
- ⊙ Aggravated Arson

Juvenile Felony Convictions Disqualifying Time Frame  
10 years for a violent felony  
7 years for a non-violent felony

# INSTRUCTOR DISQUALIFYING CRITERIA

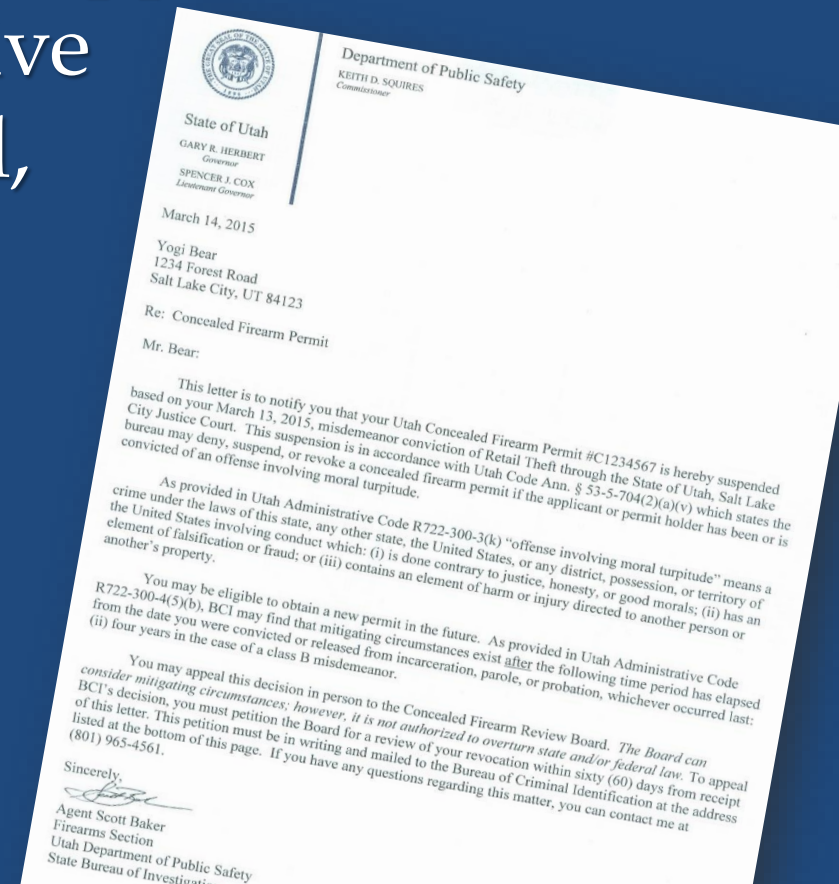
- ⊙ Reasons instructors are disqualified
  - ⊙ The bureau may deny, suspend, or revoke the certification of a concealed firearms instructor if it has reason to believe the applicant has
    - ⊙ Become **ineligible** to possess a firearm or Utah concealed firearm permit
    - ⊙ Knowingly and willfully **provided false information** to the bureau
    - ⊙ Not possessing a **valid Utah CFP**



# ACTION AGAINST A PERMIT

⊙ If an application is denied, or a permit suspended/revoked, the applicant or permit holder will receive a letter by certified mail, advising the general reason for the action

⊙ Instructors and permit holders **must keep their address current with BCI**



# APPEALS PROCESS

- ⦿ In the event of a denial, suspension or revocation by BCI, the applicant or instructor may **file an appeal**
- ⦿ The appeal must be **received in writing and within 60 days** of the date of denial, suspension, or revocation
- ⦿ The petitioner will have the opportunity to address the board and explain the appeal
  - ⦿ Petitioner is **not required to appear** before the board
- ⦿ Once a ruling is made by the board, the petitioner will be notified by BCI within 30 days

# CFP REVIEW BOARD

- ◎ Concealed Firearm Review Board
  - ◎ Five members
  - ◎ Appointed by the DPS Commissioner and serve a four year term
  - ◎ The board shall include a member representing law enforcement and at least two citizens, one of whom represents sporting interests
  - ◎ The board meets quarterly

53-5-703 CFP Review Board Defined

The image features a stylized American flag with a black and white star field and vertical stripes, set against a dark background with a repeating diamond plate pattern. A vertical blue line runs through the center of the flag. The text "BREAK TIME" is written in a bold, white, sans-serif font across the bottom of the image.

**BREAK TIME**

# INVESTIGATOR INTRODUCTION

◎ Sergeant Brady Zaugg

◎ Law enforcement experience, 19+ years

◎ Utah Highway Patrol

◎ Utah Department of Corrections

◎ Bachelor of Science Degree in Emergency Services Administration from Utah Valley University



# UTAH PROVISIONAL PERMITS

- ⊙ For qualified individuals 18 to 20 years old
- ⊙ Same qualifications as standard permit
- ⊙ Expires on 21<sup>st</sup> birthday
  - ⊙ **Must apply for full permit at 21**
- ⊙ Prohibited from carrying in elementary/secondary schools
- ⊙ Non-resident applicant rules apply
  - ⊙ Recognition/Non-recognition
  - ⊙ Does the applicant's state even offer a provisional permit?

# PROVISIONAL PERMIT FAQs

- ⦿ Can a provisional permit holder carry a firearm in schools?
  - ⦿ No. UCA § 53-5-710(2), specifically excludes an under 21 permit holder from carrying a concealed firearm on or about school premises.
- ⦿ Can a provisional permit holder purchase a handgun from a firearm dealer?
  - ⦿ No. Per 18 USC § 922(b)(1) a person under 21 may not purchase a handgun from a federal firearm licensee.

# PROVISIONAL PERMIT FAQs

- ⦿ Can I take the concealed permit class and apply for the provisional permit before my 18th birthday?
  - ⦿ Applicants may take the class at 17, but same one year application limit applies.
- ⦿ How do I upgrade to a standard permit?
  - ⦿ The provisional permit expires on the permit holder's 21st birthday. A complete application, photo, and fees must be submitted for a standard permit. **The only exception is the class requirement which may be satisfied by including a copy of the provisional permit.**



# PROVISIONAL DISCLAIMER

- ⦿ DPS/BCI continues to verify the recognition status with other states
- ⦿ However, as with all laws it is the responsibility of the individual to **understand and comply with all applicable laws** of the jurisdiction in question

# UTAH LEGAL ISSUES

- ⊙ Some Topics for discussion
  - ⊙ Definitions associated with use of force laws
    - ⊙ Ideas and explanations common to use of force statutes
  - ⊙ Use of and justification of force in Utah law
    - ⊙ Statutes which most directly relate to CFPs
  - ⊙ Secured Areas and travel issues
    - ⊙ Issues and considerations for CFP holders

# BODILY INJURY

## SERIOUS VS. SUBSTANTIAL

- ◎ Serious bodily injury **creates or causes serious permanent** disfigurement, protracted loss or impairment of function of any bodily member or organ, or creates a **substantial risk of death**
- ◎ Substantial bodily injury that creates or causes protracted physical pain, **temporary** disfigurement, or temporary loss or impairment of the function of any bodily member or organ.

# FORCIBLE FELONIES

◎ Commonality is **force against persons**

◎ Examples include: aggravated assault, mayhem, aggravated murder, murder, manslaughter, kidnapping, and aggravated kidnapping, rape, forcible sodomy, rape of a child, object rape, object rape of a child, sexual abuse of a child, aggravated sexual abuse of a child, and aggravated sexual assault, *arson*, robbery, *burglary*, occupied vehicle burglary, offenses which create substantial risk of death/s.b.i.

76-2-402 Defense of a Person

# FIREARMS AT A RESIDENCE

- ⦿ In the State of Utah, a person\* may have a loaded firearm at his/her **residence**
- ⦿ An improvement to **real property used or occupied** as a primary, secondary, or temporary residence
  - ⦿ Camp, tent, trailer, motor home, motel room, etc.
  - ⦿ Permit-less carry will be covered in greater detail later on
  - ⦿ **\*non-restricted person**

[76-10-511 Loaded Firearm at Residence](#)

# CRIMINAL VS CIVIL LIABILITY

## ⊙Criminal

⊙The burden of proof on the state is  
"beyond a reasonable doubt."

⊙Liability determined for criminal punishment,  
prison, fines etc.

## ⊙Civil

⊙The burden of proof on the party asserting the  
claim is by the  
"preponderance of the evidence."

⊙Liability determined to restore monetary or  
physical loss.

# DEFENSE TO CIVIL ACTION

- ⊙ Utah law protects the **user of force from civil actions** from next-of-kin, heirs, etc. *if* acting within the law
  - ⊙ Entered property with criminal intent, or
  - ⊙ Injury/damage occurred during commission of a crime
    - ⊙ Doesn't apply if actions **weren't a crime or clearly retreated** from criminal activity

78B-3-110 Defense to Civil Action

# DEFENSE OF A PERSON

- ⊙ Must **reasonably believe** force is necessary
  - ⊙ Defend against **imminent** use of **unlawful force**
- ⊙ May use force **intended or likely** to cause **death or serious bodily injury**
  - ⊙ *If* used to prevent death, serious bodily injury, or a forcible felony
- ⊙ No duty to retreat if lawfully there

76-2-402 Force in Defense of a Person



# DEFENSE OF HABITATION

- ⊙ Reasonable belief force is needed to stop entry or attack on habitation
  - ⊙ Entry is violent, tumultuous, or by stealth
  - ⊙ With the purpose of assault or personal violence or commission of a felony

76-2-405 Force in Defense of Habitation

# DEFENSE OF HABITATION

- ⊙ User of force is presumed reasonable if
  - ⊙ Acted out of **reasonable fear of imminent peril**
  - ⊙ *If* the entry was unlawful and used force or
  - ⊙ **Violent, tumultuous, by stealth, or to commit a felony**
    - ⊙ Applies to both criminal and civil cases

76-2-405 Force in Defense of Habitation

# DEFENSE ON REAL PROPERTY

- ⊙ This is defense of **persons** on real property
  - ⊙ **Same basic elements** as defense of habitation
    - ⊙ Reasonable/Imminent/Unlawful trespass/Violent/etc.
  - ⊙ Must be in **lawful possession** of real property
  - ⊙ **Real Property** generally refers to land, structures, etc.
  - ⊙ Same presumption of reasonableness

76-2-407 Deadly Force in Defense of Persons on Property

# DEFENSE OF PROPERTY

- ⊙ Force, **other than deadly force**
  - ⊙ **Reasonably believes force is necessary** to prevent or terminate criminal interference
    - ⊙ Property lawfully in his possession
    - ⊙ The possession of an immediate family member
    - ⊙ Possession of another whose property he **has a legal duty to protect**

76-2-406 Force in Defense of Property

# ARREST BY PRIVATE PERSONS

- ⊙ Arrests may be made for
  - ⊙ Public offense **committed in your presence**
  - ⊙ **Reasonable cause** to believe the person has **committed a felony**
- ⊙ Should you make an arrest or should you be a good witness?
  - ⊙ Necessary use of force?
  - ⊙ Identifiable by responding law enforcement?

# DETERMINING REASONABLENESS

- ⊙ Some things a court may consider
  - ⊙ Nature of danger
  - ⊙ Immediacy of danger
  - ⊙ Probability that unlawful force would result in death or serious bodily injury
  - ⊙ Prior violent acts or propensities
  - ⊙ Patterns of abuse or violence

76-2-402 Force in Defense of a Person

# UNJUSTIFIABLE CIRCUMSTANCES

- ⊙ Provokes the use of force as an excuse to inflict harm
- ⊙ Committing or fleeing the commission of a felony
  - ⊙ Force to facilitate the crime or the escape
- ⊙ Engaged in mutual combat
  - ⊙ Unless he withdraws and effectively communicates intent to withdraw

76-2-402 Force in Defense of a Person

# UNJUSTIFIABLE CIRCUMSTANCES

- ⊙ Unjustified and unlawful force used against someone:
  - ⊙ Assault
    - ⊙ Attempt or act that **causes or risks** bodily injury to another
  - ⊙ Aggravated Assault
    - ⊙ Attempt, threat, or act that causes or risks bodily injury to another and includes use of a **dangerous weapon**
  - ⊙ Threat of Violence
    - ⊙ Threatens and acts with intent to place a person in **imminent fear of injury or death**



# SECURE/PROHIBITED AREAS

- ⦿ Concealed permit holders **may not carry** firearms into these areas:
  - ⦿ Secure facilities (court, law enforcement, correctional, and mental health facilities)
    - ⦿ Posted notices
  - ⦿ House of worship or private residence where prohibited
  - ⦿ Any airport secure area
  - ⦿ Other prohibited State or Federal facilities

[53-5-710 Cross-references to Concealed Firearm Permit Restrictions](#)

# PROHIBITION NOTIFICATION

⦿ If **notification** has been given per statute, a person **may not carry a concealed firearm** into houses of worship, private residences, private businesses

⦿ Personal communication

⦿ Posting of signs

⦿ Announcement

⦿ Publication in newspaper, newsletter, bulletin, etc.



[76-10-530 Trespass with a Firearm](#)

# OTHER PROHIBITIONS

## ⦿ Federal Facilities

- ⦿ A building or part thereof owned or leased by the Federal Government, where Federal employees are regularly present for the purpose of performing their official duties

## ⦿ Native American Reservations

- ⦿ Obtain permission through tribal leadership
  - ⦿ Not applicable to highways passing through

## ⦿ National Parks/National Forests

- ⦿ Must abide by laws of state where park is located

# TRAVELING WITH FIREARMS

## ◎ General

- ◎ State laws regarding the possession of firearms vary. ALWAYS consider your travel mode, route, and destination and **understand state requirements before traveling.**

## ◎ Air Travel

- ◎ **Never attempt to travel with firearms in your carry-on luggage!**

- ◎ Criminal intent or negligence/forgetfulness do not matter.

## ◎ Best practice is to always **“unpack before you pack!”**

- ◎ Ensure your luggage and clothing are clear of any firearms or ammunition.

- ◎ Never use a range bag for a travel bag.

# TRAVELING WITH FIREARMS

- ⦿ Firearms and ammunition are **ONLY accepted as checked baggage** and must be declared to an agent at check in.
  - ⦿ Firearms must be transported unloaded and in a locked, hard-sided container.
  - ⦿ Most airlines do not accept firearms to be checked curbside.
- ⦿ TSA provides a number of resources to assist you:
  - [blog.tsa.gov](http://blog.tsa.gov)
  - [www.tsa.gov](http://www.tsa.gov)
  - [www.tsa.gov/travel/security-screening/prohibited-items](http://www.tsa.gov/travel/security-screening/prohibited-items)
- ⦿ Always **check with the TSA, specific airport, and airline** you're traveling with for exact rules and procedures.

# TRAVELING WITH FIREARMS

◎ Each year nearly 7000 armed travelers are caught by TSA.

◎ 2023 TSA Firearms Found

6,737 firearms discovered in carry-on bags nationwide and 93% were loaded

## Firearms Discovered at TSA Checkpoints in 2023

**6,737**

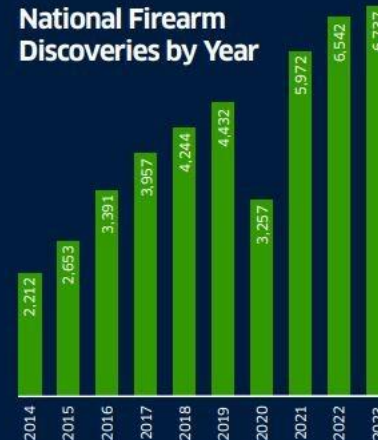
firearms discovered in carry-on bags



airports with firearm discoveries

**265**

### National Firearm Discoveries by Year



### Top 10 Airports for Firearm Discoveries



**93%**  
loaded



Visit the TSA website for details on [how to properly travel with a firearm.](#)

# INVESTIGATOR INTRODUCTION

◎ Agent Jeff Heslop

◎ Bureau of Criminal Identification Firearms Investigator

◎ Utah Peace Officer Standards and Training (P.O.S.T.)  
Certified Firearms Instructor

◎ Utah Concealed Firearms Permit Certified Instructor

◎ Bail Bonds/Enforcement Investigator

◎ Law Enforcement Experience, 18+ years

◎ Utah Highway Patrol

◎ SERT Team



# **WEAPONS LAWS**



# UNIFORM WEAPON LAW

- ⦿ Except as specifically provided by state law, no one is...
  - ⦿ Prohibited from owning, possessing, purchasing, selling, transferring, transporting, or keeping any firearm in his place of **residence, property, business**, or in any **vehicle** lawfully in his possession or lawfully under his control; or
  - ⦿ **No permit or license required** to purchase, own, possess, transport, or keep a firearm
  - ⦿ **No requirement to register** firearms with the State of Utah

[76-10-500 Uniform weapons](#)

# OPEN CARRY LAW

⦿ Without a CFP: Open carry still exists but permit-less carry has, more or less, superseded it. A non-restricted person 21 years old can carry a loaded firearm on a public street with a few exceptions.

⦿ With CFP: ability to open carry or have concealed fully loaded

⦿ Number of weapons and weapon type not specific



76-9-102 Disorderly Conduct

# OPEN CARRY LAW

⦿ All weapons have to be holstered or encased as of 2014. Amended Disorderly Conduct Statute

⦿ Example: No more just open carry “slung” long guns



76-9-102 Disorderly Conduct

# WEAPONS LAW

## THREATENING MANNER

### ⦿ Threatening manner does not include:

- ⦿ The possession of a dangerous weapon, whether visible or concealed, without additional behavior which is threatening
- ⦿ May place hand on weapon while holstered and advise the possession of the weapon and to verbally disengage from the confrontation
- ⦿ Drawing your weapon without justification would be considered threatening behavior

<https://le.utah.gov/xcode/Title76/Chapter10/76-10-S506.html>

# VEHICLES / STREETS



# LOADED FIREARM VEHICLE OR STREET

- ⊙ **No CFP** while in vehicle:
  - ⊙ Applies to **handguns** only: can have statutorily loaded or unloaded, concealed or not concealed
  - ⊙ Person is 18 years or older
  - ⊙ Is in lawful possession of the vehicle
  - ⊙ Not a restricted person
- ⊙ **No CFP** on public street:
  - ⊙ Non-restricted person 21 years old
  - ⊙ May carry a loaded, concealed firearm

# LOADED FIREARM VEHICLE OR STREET

- ⦿ **With CFP in Vehicle:** Same as non CFP holders but now you can have loaded **long guns**.
- ⦿ **With CFP on Street:** Can have as many handguns and/or rifles/shotguns either concealed or visible on person and be loaded or unloaded and **encased**
  - ⦿ Remember a Utah Concealed Permit does not indicate how many or what type of firearms can be legally carried

# CONCEALED WEAPON VIOLATIONS

- ⦿ **No CFP:** Recent changes to 76-10-523 caused 76-10-504(1) and (2) as well as 76-10-505(1)(b) to not apply to a non-restricted person 21 years or older.
- ⦿ Concealed weapons violations can still apply
  - ⦿ If caught with concealed “loaded” firearm guilty of class A misdemeanor
  - ⦿ If caught with unlawfully possessed short barrel shotgun or a short barrel rifle (class 3 weapons) guilty of a 2nd Degree felony
  - ⦿ **Reminder: Valid permit holders can carry legally owned firearms fully loaded and concealed**

76-10-504 Carrying Concealed Firearm--Penalties



# WORKPLACE POLICIES VS. LAW



# PROTECTION OF ACTIVITIES

## PRIVATE VEHICLES

- ⦿ Legal to store firearms in locked vehicles parked on private property
  - ⦿ Employers may ban firearms on their property but;
    - ⦿ **MUST** provide alternative parking at no cost to employee, or;
    - ⦿ Provide a secured and monitored storage location where the individual may securely store a firearm before proceeding with the vehicle on to the property

# PROTECTION OF ACTIVITIES

## PRIVATE VEHICLES

- ⦿ Exemptions to private parking lots
  - ⦿ School premises
  - ⦿ Governmental entities
  - ⦿ Religious organizations-acting as employer



34-45-103 Protection of Certain Activities

# WEAPONS LAWS

## EXEMPT PERSONS

- ⊙ Concealed Weapon Act restrictions do not apply to any of the following:
  - ⊙ US Marshal, or any federal official required to carry a firearm
  - ⊙ Peace Officer of this or any other jurisdiction
  - ⊙ Law Enforcement Official or Judge as defined and qualified
  - ⊙ FFL Dealer engaged in regular business
  - ⊙ Non-Utah resident traveling through state, provided all firearms are **unloaded** and securely **encased**

76-10-523 Persons Exempt from Weapons Law

# LAW ENFORCEMENT CONTACT

- ⦿ Persons are not **required** in Utah to notify Law Enforcement about CFP
  - ⦿ Utah residents: CFP status is on DL history when checked by police and is available to out-of-state law enforcement upon request
- ⦿ Encourage all individuals with or without CFP to be cooperative and **comply with all lawful orders** from police officers

77-7-15 Authority of Peace Officer to Stop and Question

# LAW ENFORCEMENT CONTACT

- ⊙ Law enforcement advised to **only** keep and mail back CFP cards to BCI for **Revoked status**
  - ⊙ Applies to resident **Utah CFP ONLY!**
- ⊙ Incidents involving a CFP disqualifying offense violation
  - ⊙ Forward a copy of the **incident report to BCI**
- ⊙ Enforcement action is done by BCI Investigators, the final review and findings are done by the CFP board
  - ⊙ Common example: Mental health, Suicides

# DISCHARGE OF FIREARM

## PRIVATE PROPERTY – LIABILITY

- ⦿ A private property owner who knowingly allows a person who has a permit to carry a concealed firearm under Section 53-5-704 to bring a firearm onto the owner's property, is **not civilly or criminally liable** for any damage or harm resulting from the discharge of the firearm by the permit holder while on the owner's property.
- ⦿ **Civilly or Criminally Liable** if property owner solicits, requests, commands, encourages, or intentionally aids in the firearms discharge

53-5a-103 Discharge of Firearm on Private Property

# EXCEPTION

⦿ Is civilly or criminally Liable if property owner solicits, requests, commands, encourages, or intentionally aids in the firearms discharge



53-5a-103 Discharge of Firearm on Private Property



# ALCOHOL/CONTROLLED SUBSTANCE VIOLATIONS

- ⊙ Violation to carry dangerous weapon while under the influence of alcohol and or a controlled substance
  - ⊙ Class B Misdemeanor
- ⊙ Not a Defense:
  - ⊙ Has a valid concealed firearm permit
  - ⊙ Licensed in the pursuit of hunting

76-10-528 Carrying a Dangerous Weapon Under the Influence

# FIREARMS CONFISCATION PROHIBITION

- ◎ State of Emergency or Disaster:
  - ◎ Government and law enforcement may not confiscate firearms if lawful to possess
  - ◎ Officers may not be disciplined for refusing to confiscate
  - ◎ Law Enforcement and government may be subject to civil damages



53-2a-214 Prohibition of Restrictions on Confiscation  
of a Firearm

# FEDERAL LAWS

# FEDERAL FIREARM REGULATIONS

- ◎ Title 18 Chapter 44 - 922 Unlawful acts
  - ◎ **Straw** Purchase
  - ◎ Unlawful **transport** of firearm by non-licensed dealer, importer, manufacturer, or collector
  - ◎ Unlawful **transfer** of a firearm to restricted person
  - ◎ Unlawful **possession** of a firearm by restricted person
  - ◎ Unlawful **possession** of a firearm in a school zone

# “STRAW” FIREARM PURCHASE

⊙ Knowingly make or furnish a false or fictitious oral or written statement or misrepresented identification intending to deceive with respect to purchasing a firearm.



# TRANSPORTING FIREARMS

- ⦿ Interstate transportation of a firearm for lawful purpose is allowed if:
  - ⦿ The **transporter** is not a restricted person
  - ⦿ The firearm is not restricted
  - ⦿ Only FFLs may transport to engage in business
  - ⦿ Firearm must be **unloaded**
  - ⦿ Ammunition and firearm **not readily accessible** or directly accessible from the passenger compartment unless in a locked container excluding glove box or console

# **FEDERAL FIREARM PROHIBITORS**

# FELONIES

- ⊙ Conviction punishable by term **exceeding one year**
- ⊙ Not just felonies
- ⊙ Includes pending felonies





# CONTROLLED SUBSTANCE USE

- ◎ Unlawful **user** of controlled substance
  - ◎ Possession (illegal) is a one year disqualifier even if case is dismissed or found not guilty
  - ◎ Medical Marijuana cards currently create issues with firearm possession



# DOMESTIC VIOLENCE

- ⊙ Conviction of misdemeanor crime of domestic violence (MCDV)
  - ⊙ Misdemeanor
    - ⊙ No infractions
    - ⊙ Felony DV would be denied as a felony
  - ⊙ Crimes
    - ⊙ Must be a conviction
  - ⊙ Domestic
    - ⊙ “Intimate partner” as defined by the FBI
  - ⊙ Violence
    - ⊙ Must involve an element of force

# ADJUDICATED MENTALLY DEFECTIVE

- ⦿ Adjudicated mentally defective
  - ⦿ Prohibited for life, even with rights restored and or expunged
    - ⦿ **Exceptions:** Voluntary admits, in mental institution for observation/evaluation. Received ATF relief from disabilities under 18 U.S.C 478.144.



# PROTECTIVE ORDER

- ⊙ Protective order
  - ⊙ Utah protective orders are non expiring
  - ⊙ Has to have an element of cohabitation
    - ⊙ Restraining orders (neighbors), stalking injunctions, etc. are not prohibitors



# ADDITIONAL FEDERAL PROHIBITORS

- ⦿ Illegally or unlawfully in the U.S.
- ⦿ Dishonorable discharge from the armed forces
- ⦿ Renounced U.S. citizenship

# FEDERAL FIREARM PROHIBITORS

- ⊙ Illegal or unlawfully in the U.S.
- ⊙ Dishonorable discharge from the armed forces
- ⊙ Renounced U.S. citizenship
- ⊙ Protective order
  - ⊙ Utah protective orders are non expiring.
  - ⊙ Has to have element of cohabitation
    - ⊙ Restraining orders (neighbors), stalking injunctions, etc. are not prohibitors
- ⊙ Conviction of misdemeanor crime of domestic violence (MCDV)
- ⊙ Pending Felony Charges

# FIREARMS ON SCHOOL PREMISES

- ⦿ Unlawful to possess a firearm at a place that the individual knows, or has reasonable cause to believe, is a school zone
  - ⦿ Exception: If the individual possessing the firearm is licensed to do so by **the State in which the school zone is located**
- ⦿ Public schools: A valid concealed firearm permit holder can possess a firearm within a public school
  - ⦿ Private schools can restrict firearms (similar to private property owners)

# FIREARMS ON SCHOOL PREMISES

## ⦿ Exceptions:

- ⦿ Law Enforcement

- ⦿ **Utah** Concealed Firearm Permit Holder

- ⦿ The possession is approved by the responsible school administrator; for a lawful approved activity and is in the possession or control of the responsible person

- ⦿ In any vehicle lawfully under the person's control

76-10-505.5 Possession of a Dangerous Weapon on School Property



# SELLING FIREARMS

- ⦿ Cannot sell to anyone **outside your state** of residency
  - ⦿ Exception, Utah residents can sell firearm to active duty military personnel stationed in Utah
    - ⦿ Must have duty orders-PCS Orders
- ⦿ No registration required
  - ⦿ Only transactions at the FFL dealership are registered
- ⦿ Cannot sell to anyone **under 18** years of age
- ⦿ Suggest that a non-licensed sale include a bill of sale between parties to prove the transfer

# YOUR RESPONSIBILITY

◎ It is the responsibility of each **instructor** and/or **permit holder** to keep up with changes in Federal law, Utah law, and Administrative rules.

**Remember Laws Change!!**

# ONLINE REFERENCES

## ◎BCI Website

◎bci.utah.gov

## ◎Utah Criminal and Traffic Codes

◎le.utah.gov



# BCI INFORMATION

⦿Physical address/mailing address:

Bureau of Criminal Identification  
4315 South 2700 West  
Taylorsville, UT 84129  
(801) 965-4445  
[dpsfirearms@utah.gov](mailto:dpsfirearms@utah.gov)

# BCI INFORMATION

## ⦿ Contacts:

- ⦿ Sgt. Brady Zaugg
  - Investigations Supervisor
  - 801-281-5011
  
- ⦿ Agent Jeff Heslop
  - ⦿ Firearms Investigator
  - ⦿ (801) 281-5053
  
- ⦿ Mindy Lindquist
  - ⦿ Criminal Compliance Specialist
  - ⦿ (801) 281-5064
  
- ⦿ Agent Colby Vanderbeek
  - ⦿ Firearms Investigator
  - ⦿ (801) 281-5069

# QUESTIONS?

