Within the stated calendar quarter, this Title contains all rules made, amended, repealed, renumbered, and recodified; or rules that have expired or were terminated due to an agency being eliminated under sunset law. These rules were either certified by the Governor’s Regulatory Review Council or the Attorney General’s Office; or exempt from the rulemaking process, and filed with the Office of the Secretary of State. Refer to the historical notes for more information. Please note that some rules you are about to remove may still be in effect after the publication date of this Supplement. Therefore, all superseded material should be retained in a separate binder and archived for future reference.

**SUPPLEMENT TO THE**

**Arizona Administrative Code**

The official compilation of Arizona Rules

**Replacement Check List**

For rules filed in the fourth quarter between October 1 - December 31 2017

**Title 13. Department of Public Safety**

**Chapter 09. Department of Public Safety - Concealed Weapons Permits**

Correction: Expired Rule Removed

R13-9-302

- [ ] REMOVE Supp. 15-2 Pages: 1 - 9
- [ ] REPLACE with Supp. 17-4 Pages: 1 - 9

**The Council can answer questions about EXPIRED rules in this Chapter:**

Name: Governor's Regulatory Review Council  
Address: 100 N 15th Ave #305  
Phoenix, AZ 85007  
Phone: (602) 542-2058

**Disclaimer:** Please be advised the person listed is the contact of record as submitted in the rulemaking package for this supplement. The contact and other information may change and is provided as a public courtesy.

**PUBLISHER**

Arizona Department of State  
Office of the Secretary of State, Administrative Rules Division
PREFACE

Under Arizona law, the Department of State, Office of the Secretary of State (Office), accepts state agency rule filings and is the publisher of Arizona rules. The Office of the Secretary of State does not interpret or enforce rules in the Administrative Code. Questions about rules should be directed to the state agency responsible for the promulgation of the rule.

Scott Cancelosi, Director
ADMINISTRATIVE RULES DIVISION
December 31, 2017

RULES
A.R.S. § 41-1001(17) states: “‘Rule’ means an agency statement of general applicability that implements, interprets, or prescribes law or policy, or describes the procedures or practice requirements of an agency.”

THE ADMINISTRATIVE CODE
The Arizona Administrative Code is where the official rules of the state of Arizona are published. The Code is the official codification of rules that govern state agencies, boards, and commissions. Virtually everything in your life is affected in some way by rules published in the Arizona Administrative Code, from the quality of air you breathe to the licensing of your dentist. This chapter is one of more than 230 in the Code compiled in 21 Titles.

ADMINISTRATIVE CODE SUPPLEMENTS
Rules filed by an agency to be published in the Administrative Code are updated quarterly. Supplement release dates are printed on the footers of each chapter:

- First Quarter: January 1 - March 31
- Second Quarter: April 1 - June 30
- Third Quarter: July 1 - September 30
- Fourth Quarter: October 1 - December 31

For example, the first supplement for the first quarter of 2017 is cited as Supp. 17-1.

HOW TO USE THE CODE
Rules may be in effect before a supplement is released by the Office. Therefore, the user should refer to issues of the Arizona Administrative Register for recent updates to rule Sections.

ARTICLES AND SECTIONS
Rules in chapters are divided into Articles, then Sections. The “R” stands for “rule” with a sequential numbering and lettering system separated into subsections.

HISTORICAL NOTES AND EFFECTIVE DATES
Historical notes inform the user when the last time a Section was updated in the Administrative Code. Be aware, since the Office publishes each quarter by entire chapters, not all Sections are updated by an agency in a supplement release. Many times just one Section or a few Sections may be updated in the entire chapter.

ARIZONA REVISED STATUTE REFERENCES
The Arizona’s Revised Statutes (A.R.S.) are available online at the Legislature’s website, www.azleg.gov. An agency’s authority note to make rules is often included at the beginning of a chapter. Other Arizona statutes may be referenced in rule under the A.R.S. acronym.

SESSION LAW REFERENCES
Arizona Session Law references in the introduction of a chapter can be found at the Secretary of State’s website, www.azsos.gov/services/legislative-filings.

EXEMPTIONS FROM THE APA
It is not uncommon for an agency to be exempt from the steps outlined in the rulemaking process as specified in the Arizona Administrative Procedures Act, also known as the APA (Arizona Revised Statutes, Title 41, Chapter 6, Articles 1 through 10). Other agencies may be given an exemption to certain provisions of the Act.

An agency’s exemption is written in law by the Arizona State Legislature or under a referendum or initiative passed into law by Arizona voters.

When an agency files an exempt rulemaking package with our Office it specifies the law exemption in what is called the preamble of rulemaking. The preamble is published in the Arizona Administrative Register online at www.azsos.gov/rules, click on the Administrative Register link.

In the Administrative Code the Office includes editor’s notes at the beginning of a chapter indicating that certain rulemaking Sections were made by exempt rulemaking. Exempt rulemaking notes are also included in the historical note at the end of a rulemaking Section.

The Office makes a distinction to certain exemptions because some rules are made without receiving input from stakeholders or the public. Other exemptions may require an agency to propose exempt rules at a public hearing.

EXEMPTIONS AND PAPER COLOR
If you are researching rules and come across rescinded chapters on a different paper color, this is because the agency filed a Notice of Exempt Rulemaking. At one time the office published exempt rules on either blue or green paper. Blue meant the authority of the exemption was given by the Legislature; green meant the authority was determined by a court order. In 2001 the Office discontinued publishing rules using these paper colors.

PERSONAL USE/COMMERCIAL USE
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Public Services managing rules editor, Rhonda Paschal, assisted with the editing of this chapter.
TITLE 13. PUBLIC SAFETY

CHAPTER 9. DEPARTMENT OF PUBLIC SAFETY - CONCEALED WEAPONS PERMITS

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ARTICLE 1. GENERAL PROVISIONS

R13-9-101. Definitions
In this Chapter, unless otherwise specified:
1. “Adequate documentation” has the same meaning as prescribed in A.R.S. § 13-3112(E)(6).
2. “Administrative completeness review time-frame” has the same meaning as prescribed in A.R.S. § 41-1072.
3. “Applicant” means an individual or organization that submits an application form and the required fee to the Department for:
   a. A Concealed Weapons Permit,
   b. Renewal of a Concealed Weapons Permit,
   c. Firearms-safety instructor authorization,
   d. Renewal of firearms-safety instructor authorization,
   e. Firearms-safety training organization authorization,
   f. A certificate of firearms proficiency, or
   g. Recognition as a firearms-proficiency instructor.
4. “Certificate of firearms proficiency” means a document issued by the Department to an individual who meets the requirements of LEOSA.
5. “Classifiable fingerprints” means fingerprint impressions that meet the criteria of the Federal Bureau of Investigation, as contained in Form FD-258 (Rev. 5-11-99), published by the U.S. Government Printing Office. This form is incorporated by reference and available from the Department and the FBI (Attn: Logistical Support Unit, CJIS Division, 1000 Custer Hollow Road, Clarksburg, WV 26306) or online at www.bookstore.gpo.gov. The material incorporated by reference contains no future editions or amendments.
6. “Completion certificate” means adequate documentation that an individual completed an eight-hour, Department-authorized, firearms-safety training program.
7. “Department” means the Department of Public Safety.
8. “Director” means the Director of the Arizona Department of Public Safety.
9. “Firearm” has the same meaning as prescribed in A.R.S. § 13-3101.
10. “Firearms-safety instructor” means an individual who is authorized under this Chapter to conduct firearms-safety training.
11. “Firearms-safety training program” means a course of instruction in the safe and lawful use of a firearm that is authorized by the Department and meets the requirements of A.R.S. § 13-3112(O).
12. “Honorably retired police officer” means an individual who separates from a law enforcement agency after at least 10 years of service, receives a medical, disability, or regular retirement pension or annuity as a result of qualifying years of service as a police officer, and has a letter from the law enforcement agency confirming these facts.
14. “LEOSA instructor” means an individual who is certified by POST as a firearms instructor and authorized by the Department to provide training to individuals seeking a certificate of firearms proficiency.
15. “Live ammunition” means a cartridge consisting of a case, primer, propellant powder, and a single metallic projectile, no less than 30 grain, and with a velocity more than 500 feet per second when fired. Live ammunition does not include simulated, marking, or rubber projectile ammunition.
17. “Organization” means a person or entity legally established under all applicable federal, state, city, and county law and authorized to conduct business in Arizona that is authorized by the Department to teach a Department-authorized firearms-safety training program to applicants.
18. “Original application” means a form referenced in this Chapter that is not a copy and contains the original signature of an applicant.
19. “Party” has the same meaning as prescribed in A.R.S. § 41-1001.
20. “Peace officer” has the same meaning as prescribed in A.R.S. § 13-105.
21. “Permit” means an identification card issued by the Department that authorizes the named holder to carry concealed weapons subject to the requirements of A.R.S. § 13-3112 and this Chapter.
22. “Permit holder” means an individual who has a Department-issued permit to carry concealed weapons.
23. “POST” means the Arizona Peace Officer Standards and Training Board.
24. “Prohibited possessor” has the same meaning as prescribed in A.R.S. § 13-3101(6) and means any individual to whom it is unlawful to sell or otherwise dispose of a firearm under 18 U.S.C. 922(d) or (g).
25. “Qualified retired officer” means a qualified retired law enforcement officer as defined by 18 U.S.C. 926(c).
26. “Resident” has the same meaning as prescribed in A.R.S. § 28-2001.
27. “Responsible party” means an individual who is responsible for administration of an authorized firearms-safety training organization and who serves as the contact between the organization and the Department.
28. “Substantive review time-frame” has the same meaning as prescribed in A.R.S. § 41-1072.
29. “Weapon” has the same meaning as deadly weapon as defined in A.R.S. § 13-3101.

Historical Note

R13-9-102. Application and Processing Fees
A. Under the authority provided by A.R.S. § 13-3112, the Department establishes and shall collect the following fees:
   1. New Concealed Weapons Permit – $43;
   2. Renewal of a Concealed Weapons Permit – $43;
   3. Certificate of firearms proficiency – $20;
   4. Replacing a lost, stolen, or damaged permit or certificate – $10;
   5. Name change on a permit or certificate – $10.
B. The Department shall collect a fee in an amount necessary to cover the cost of federal and state fingerprint processing for criminal history record checks from all applicants required under this Chapter to submit fingerprints for a criminal history record check.
C. An applicant shall submit the required fees by a cashier’s or certified check or money order made payable to the Arizona Department of Public Safety. The Department does not accept credit cards or personal checks. All fees are non-refundable unless A.R.S. § 41-1077 applies.

Historical Note

R13-9-103. Application Forms
A. The Department shall provide and an applicant shall use an application form for:
1. An initial Concealed Weapons Permit or renewal of the permit,
2. A firearms-safety instructor authorization or renewal of the authorization,
3. Authorization of a firearms-safety training organization,
4. A certificate of firearms proficiency, or
5. Authorization as a LEOSA instructor.

B. Application forms may be obtained from the Concealed Weapons Permit Unit of the Department or online at www.azdps.gov/ccw. Upon request, the Concealed Weapons Permit Unit shall advise an individual or organization of other locations where application forms may be obtained.

Historical Note

R13-9-104. Time-frames for Department Action on Applications
A. For the purpose of compliance with A.R.S. § 41-1072 et seq., the Department establishes the time-frames listed in Table 1. Under A.R.S. § 41-1073(E)(2), the Department is not establishing a time-frame for issuance of the following licenses because the Department shall grant or deny each license within seven days after receipt of an application:
1. Authorization of a firearms-safety training organization under R13-9-302,
2. A certificate of firearms proficiency under R13-9-402, and

B. An administratively complete application consists of all the information and documents listed in:
1. R13-9-202 for a Concealed Weapons Permit,
2. R13-9-204 for renewal of a Concealed Weapons Permit,
3. R13-9-308 for a firearms-safety instructor authorization, or

C. The administrative completeness review time-frame listed in Table 1 begins on the date the Department receives an application.
1. If the application is not administratively complete when received, the Department shall send a notice of deficiency to the applicant. The Department shall include in the deficiency notice a list of the documents and information needed to complete the application.
2. From the date of the deficiency notice, the applicant shall submit to the Department, within the time for response to a deficiency notice provided in Table 1, the missing documents and information. The time-frame for the Department to finish the administrative completeness review is suspended from the date of the deficiency notice until the date the Department receives the missing documents and information.
3. The Department and applicant may agree in writing to extend the time in subsection (C)(2) upon written request by the applicant before the end of the time.
4. If the applicant fails to provide the missing documents and information within the time allowed, the Department shall close the applicant’s file. If an individual whose file is closed wants to be considered further for a permit or approval, the individual shall submit a new application under R13-9-202, R13-9-204, R13-9-308, or R13-9-309.

D. The substantive review time-frame listed in Table 1 begins on the date that the Department determines an application is administratively complete.
1. During the substantive review time-frame, the Department may make one comprehensive written request for additional information. The Department and applicant may agree in writing to allow the Department to make a supplemental request for additional information.
2. From the date of the comprehensive request for additional information, the applicant shall submit to the Department, within the time for response to a comprehensive request provided in Table 1, the additional information. The time-frame for the Department to finish the substantive review of the application is suspended from the date of the comprehensive request for additional information until the Department receives the additional information.
3. The Department and applicant may agree in writing to extend the time in subsection (D)(2) upon written request by the applicant before the end of the time.
4. If the applicant fails to provide the additional information within the time allowed, the Department shall close the applicant’s file. If an individual whose file is closed wants to be considered further for a permit or approval, the individual shall submit a new application under R13-9-202, R13-9-204, R13-9-308, or R13-9-309.

E. When the substantive review is complete, the Department shall inform the applicant in writing of its decision whether to grant or deny a permit or authorization to the applicant.

F. The Department shall deny a permit, certificate, authorization, or recognition if it determines that the applicant does not meet all criteria required by statute and rule.
1. The Department shall include in its notice of denial the information required under A.R.S. § 41-1092.03(A).
2. Under A.R.S. § 13-3112(H), an individual who is denied a Concealed Weapons Permit may submit additional documentation to the Department within 20 days of receipt of the notice of denial and the Department shall reconsider its denial.
3. An applicant who is denied a permit, certificate, authorization, or recognition may appeal the Department’s decision under A.R.S. Title 41, Chapter 6, Article 10.

G. The Department shall grant a permit, certificate, authorization, or recognition if it determines that the applicant meets all criteria required by statute and rule.

Historical Note
## Table 1. Time-frames for Department Action on Applications (in days)

<table>
<thead>
<tr>
<th>Application Type</th>
<th>Administrative Review Time-frame</th>
<th>Time for Response to Deficiency Notice</th>
<th>Substantive Review Time-frame</th>
<th>Time for Response to Comprehensive Request</th>
<th>Over-all Time-frame</th>
</tr>
</thead>
<tbody>
<tr>
<td>Concealed Weapons Permit R13-9-202</td>
<td>14</td>
<td>40</td>
<td>46</td>
<td>20</td>
<td>60</td>
</tr>
<tr>
<td>Renewal of Concealed Weapons Permit R13-9-204</td>
<td>14</td>
<td>40</td>
<td>46</td>
<td>20</td>
<td>60</td>
</tr>
<tr>
<td>Authorization of Firearms-safety Instructor R13-9-308</td>
<td>14</td>
<td>40</td>
<td>46</td>
<td>20</td>
<td>60</td>
</tr>
<tr>
<td>Renewal of Authorization of Firearms-safety Instructor R13-9-309</td>
<td>14</td>
<td>40</td>
<td>46</td>
<td>20</td>
<td>60</td>
</tr>
</tbody>
</table>

### Historical Note

Table 1 made by final rulemaking at 13 A.A.R. 550, effective April 7, 2007 (Supp. 07-1). Amended by final rulemaking at 14 A.A.R. 4658, effective January 31, 2009 (Supp. 08-4).

### R13-9-105. Repealed

#### Historical Note

Adopted effective January 12, 1996 (Supp. 96-1). Section repealed by final rulemaking at 10 A.A.R. 4752, effective January 1, 2005 (Supp. 04-4).

### R13-9-106. Repealed

#### Historical Note

Adopted effective January 12, 1996 (Supp. 96-1). Section repealed by final rulemaking at 10 A.A.R. 4752, effective January 1, 2005 (Supp. 04-4).

### R13-9-107. Repealed

#### Historical Note

Adopted effective January 12, 1996 (Supp. 96-1). Section repealed by final rulemaking at 10 A.A.R. 4752, effective January 1, 2005 (Supp. 04-4).

### R13-9-108. Repealed

#### Historical Note

Adopted effective January 12, 1996 (Supp. 96-1). Section repealed by final rulemaking at 10 A.A.R. 4752, effective January 1, 2005 (Supp. 04-4).

### R13-9-109. Repealed

#### Historical Note

Adopted effective January 12, 1996 (Supp. 96-1). Section repealed by final rulemaking at 10 A.A.R. 4752, effective January 1, 2005 (Supp. 04-4).

### R13-9-110. Repealed

#### Historical Note

Adopted effective January 12, 1996 (Supp. 96-1). Section repealed by final rulemaking at 10 A.A.R. 4752, effective January 1, 2005 (Supp. 04-4).

### R13-9-111. Repealed

#### Historical Note

Adopted effective January 12, 1996 (Supp. 96-1). Section repealed by final rulemaking at 10 A.A.R. 4752, effective January 1, 2005 (Supp. 04-4).

### R13-9-113. Repealed

#### Historical Note

Adopted effective January 12, 1996 (Supp. 96-1). Section repealed by final rulemaking at 10 A.A.R. 4752, effective January 1, 2005 (Supp. 04-4).

### ARTICLES 2. CONCEALED WEAPONS PERMIT: APPLICATION; RENEWAL; RESPONSIBILITIES

#### R13-9-201. Concealed Weapons Permit Eligibility

A. Except as provided in subsection (B), an applicant for a Concealed Weapons Permit shall meet all requirements under A.R.S. § 13-3112(E), and not currently be a prohibited possessor under state or federal law.

B. An applicant is exempt from the training requirement in A.R.S. § 13-3112(E)(6) if the applicant:
   1. Is an active federally credentialed law enforcement officer;
   2. Is an active POST-certified peace officer;
   3. Is an active county detention officer and weapons certified by the officer’s employing agency; or
   4. Is an honorably retired federal, state, or local peace officer with at least 10 years of active service.

#### Historical Note


To obtain a Concealed Weapons Permit, an applicant who is eligible under R13-9-201 shall:

1. Submit to the Department an original application, using a form available from the Department, that includes the following information:
   a. Full legal name;
   b. County of residence and residential address, including zip code, or descriptive location of residence if an address is not assigned;
2. In addition to the application form required under subsection (1), an applicant shall:
   a. Submit adequate documentation obtained within the last 60 months; or
   b. If exempt from the training requirement under A.R.S. § 13-3112(E)(6), submit a letter on official letterhead of the agency employing or from which the applicant is honorably retired that;
      i. States that the applicant’s duties are or were primarily the investigation and apprehension of individuals suspected of violating criminal laws; and
      ii. Includes the applicant’s name, job title or position, dates of employment, current employment status, and the name and telephone number of an individual who can verify the information provided;
   c. Submit a copy of one of the following if born outside the United States or one of its territories or if not a citizen of the United States:
      i. Certificate of naturalization,
      ii. Both the front and back of a permanent resident alien card, USCIS Form I-94, or other federally issued document authorizing the applicant to be in the United States,
      iii. Record of birth abroad to an American citizen,
      iv. Record of birth to Armed Service personnel, or
      v. Passport issued by the United States;
   d. Submit two full sets of classifiable fingerprints; and
   e. Submit the fees required under R13-9-102(A) and (B).

R13-9-203. Issuance of a Concealed Weapons Permit
A. If an applicant meets the requirements of A.R.S. § 13-3112 and this Chapter and is not currently a prohibit possessor under state or federal law, the Department shall issue to the applicant a Concealed Weapons Permit containing:
   1. The permit holder’s legal name, as shown on the application;
   2. The permit holder’s date of birth;
   3. The permit holder’s physical description, including race, gender, height, weight, and hair and eye colors;
   4. A permit number;
   5. The dates of issuance and expiration; and
B. The Department shall mail the permit to the residential or mailing address shown on the application.

R13-9-204. Renewal of Concealed Weapons Permit
A. A Concealed Weapons Permit expires five years after it is issued. If a Concealed Weapons Permit expires, the former permit holder shall not unlawfully carry a concealed weapon until the former permit holder applies for and is issued a new Concealed Weapons Permit. B. To renew a Concealed Weapons Permit, the permit holder shall, no more than 90 days before or 60 days after the date of expiration:
   1. Submit to the Department the application required under R13-9-202(1);
   2. Submit the fee required under R13-9-102(A);
   3. If not a citizen of the United States, submit a copy of the front and back of the federally issued document that authorizes the permit holder to be in the United States; and
C. If a former permit holder fails to comply with subsection (B), the former permit holder may obtain a new Concealed Weapons Permit only by complying with all provisions of R13-9-202. D. If a permit holder is a member of the United States armed forces, Arizona national guard, or reserves of any military establishment of the United States and is on federal active duty and deployed overseas at the time the permit holder’s Concealed Weapons Permit expires, the permit holder may renew the permit by complying with subsection (B) within 90 days after the end of the overseas deployment. To renew a permit under this subsection, the permit holder shall include evidence of the deployment with the renewal application.

Historical Note
4658, effective January 31, 2009 (Supp. 08-4).

R13-9-205. Permit Holder Responsibilities
A. Upon request of any peace officer, a permit holder who is in actual possession of a concealed weapon shall present the permit to the peace officer for inspection. If the permit does not include a photograph of the permit holder, the permit holder shall also present one of the following types of official photographic identification:
   1. Driver license issued by any state,
   2. Military identification card,
   3. Identification license issued under A.R.S. § 28-3165, or
   4. Passport.
B. A permit holder shall not deface, alter, mutilate, reproduce, lend, transfer, or sell a permit.
C. To ensure timely communication from the Department, a permit holder shall provide notice to the Department within 10 days after a change of address.
D. A permit holder shall inform the Department by telephone within 72 hours if the permit holder is arrested or indicted for an offense that would make the permit holder unqualified under A.R.S. § 13-3112 or if the permit holder becomes a prohibited possessor.

Historical Note
New Section made by final rulemaking at 10 A.A.R. 4752, effective January 1, 2005 (Supp. 04-4). Amended by final rulemaking at 13 A.A.R. 550, effective April 7, 2007 (Supp. 07-1).

R13-9-206. Lost, Stolen, or Damaged Concealed Weapons Permit
A. A permit holder whose Concealed Weapons Permit is lost, stolen, or damaged shall notify the Department in writing within 10 days of determining that the permit is lost, stolen, or damaged. When advised of a lost, stolen, or damaged permit, the Department shall invalidate the permit. The permit holder shall not carry a concealed weapon until the Department issues a replacement permit.
B. The Department shall issue a replacement permit to a permit holder who:
   1. Submits a written request;
   2. Submits the fee specified in R13-9-102; and
   3. Returns the permit if it is damaged.
C. The Department shall ensure that the replacement permit has the same expiration date as the lost, stolen, or damaged permit.

Historical Note
New Section made by final rulemaking at 10 A.A.R. 4752, effective January 1, 2005 (Supp. 04-4). Amended by final rulemaking at 13 A.A.R. 550, effective April 7, 2007 (Supp. 07-1).

R13-9-207. Repealed
Historical Note
New Section made by final rulemaking at 10 A.A.R. 4752, effective January 1, 2005 (Supp. 04-4). Section repealed by final rulemaking at 13 A.A.R. 550, effective April 7, 2007 (Supp. 07-1).

R13-9-208. Change in Name of Permit Holder
A. A permit holder whose name is legally changed shall provide written notice to the Department and request a revised Concealed Weapons Permit within 10 days of the name change. The permit holder shall ensure that the written request for a revised Concealed Weapons Permit:
   1. Contains both the previous and new names,
   2. Is accompanied by a copy of the court document or marriage certificate authorizing the name change, and
   3. Includes the fee specified in R13-9-102.
B. Within 15 working days after receipt of a request for a revised permit, the Department shall mail the revised permit to the permit holder.
C. The Department shall ensure that a revised permit has the same expiration date as the previous permit.
D. Upon receipt of a revised permit, the permit holder shall return the previous permit to the Department.

Historical Note

ARTICLE 3. FIREARMS-SAFETY TRAINING: ORGANIZATIONS AND INSTRUCTORS

R13-9-301. Repealed
Historical Note
New Section made by final rulemaking at 10 A.A.R. 4752, effective January 1, 2005 (Supp. 04-4). Section repealed by final rulemaking at 13 A.A.R. 550, effective April 7, 2007 (Supp. 07-1).

R13-9-302. Expired
Historical Note
New Section made by final rulemaking at 10 A.A.R. 4752, effective January 1, 2005 (Supp. 04-4). Amended by final rulemaking at 13 A.A.R. 550, effective April 7, 2007 (Supp. 07-1).

R13-9-303. Repealed
Historical Note
New Section made by final rulemaking at 10 A.A.R. 4752, effective January 1, 2005 (Supp. 04-4). Section repealed by final rulemaking at 13 A.A.R. 550, effective April 7, 2007 (Supp. 07-1).

R13-9-304. Repealed
Historical Note
New Section made by final rulemaking at 10 A.A.R. 4752, effective January 1, 2005 (Supp. 04-4). Section repealed by final rulemaking at 13 A.A.R. 550, effective April 7, 2007 (Supp. 07-1).

R13-9-305. Expired
Historical Note
To be eligible to receive a LEOSA-authorized certificate of firearms proficiency, the applicant must:

1. Be a resident of Arizona; and
2. Be a qualified retired law enforcement officer. An individual is a qualified retired law enforcement officer if the individual:
   a. Is retired in good standing from service with a public agency as a law enforcement officer for a reason other than mental instability;
   b. While in service as a law enforcement officer, was authorized by law to engage in or supervise the prevention, detection, investigation, prosecution, or incarceration of a person for any violation of law, and had statutory powers of arrest;
   c. Was regularly employed as a law enforcement officer for a total of 15 years or more or, if employed as a law enforcement officer for fewer than 15 years, retired after any applicable probationary period of service due to a service-connected disability, as determined by the agency;
   d. Has a non-forfeitable right to benefits under the retirement plan of the agency;
   e. Meets the training and qualification standards of an active-duty law enforcement officer in Arizona;
   f. Is not under the influence of alcohol or another intoxicating or hallucinatory drug or substance; and
   g. Is not prohibited by federal law from possessing a firearm.

To obtain a certificate of firearms proficiency, an applicant who is eligible under R13-9-401 shall submit:

1. An original application, using a form available from the Department, which provides the following information about the applicant:
   a. Full legal name;
   b. Residential address or descriptive location of residence if an address is not assigned;
   c. Mailing address different from the residential address;
   d. Social Security number (optional);
   e. Telephone number;
   f. E-mail address;
   g. Descriptive information including race, gender, height and weight, eye and hair colors, and date and place of birth;
   h. Name and address of the law enforcement agency from which the applicant is retired; and
   i. The applicant's dated signature affirming that the information provided is true and accurate;
2. Documentation that the applicant met the requirement under R13-9-401(2)(e) within the last 12 months;
3. A copy of photographic identification from a law enforcement agency indicating that the applicant is retired from the agency;
4. A letter from the law enforcement agency from which the applicant is retired that:
   a. Is on agency letterhead;
   b. Includes the applicant’s name, rank, employee or badge number, dates of employment, and retired status; and
   c. Provides the name and telephone number of an individual within the agency who can verify the information provided; and
5. The fee required under R13-9-102.

For an individual who is eligible under R13-9-401 and submits the information and documents required under R13-9-402, the Department shall issue a certificate of firearms proficiency to an individual who is eligible under R13-9-401 and submits the information and documents required under R13-9-402. The Department shall ensure that the certificate of firearms proficiency contains:

1. The following information about the certificate holder:
   a. Legal name as shown on the application submitted under R13-9-402;
   b. Birth date;
To renew a certificate of firearms proficiency before it expires,
A certificate of firearms proficiency expires one year after the
date of qualification.
C. If a certificate of firearms proficiency expires, the former cer-
tificate holder may obtain a new certificate only by complying
with all of the requirements in R13-9-402.

Historical Note
New Section made by final rulemaking at 13 A.A.R. 550,
effective April 7, 2007 (Supp. 07-1). Amended by final
rulemaking at 14 A.A.R 4658, effective January 31, 2009
(Supp. 08-4).

R13-9-404. Renewal of a Certificate of Firearms Proficiency
A. A certificate of firearms proficiency expires one year after the
date of qualification.
B. To renew a certificate of firearms proficiency before it expires,
the certificate holder shall comply with the requirements in
R13-9-402(1), (2), and (5).
C. If a certificate of firearms proficiency expires, the former cer-
tificate holder may obtain a new certificate only by complying
with all of the requirements in R13-9-402.

Historical Note
New Section made by final rulemaking at 13 A.A.R. 550,
effective April 7, 2007 (Supp. 07-1). Amended by final
rulemaking at 14 A.A.R 4658, effective January 31, 2009
(Supp. 08-4).

R13-9-405. Certificate Holder Responsibilities
A. A certificate holder who is in actual possession of a concealed
weapon shall also be in possession of:
1. Photographic identification issued by a law enforcement
agency indicating that the certificate holder is a retired
law enforcement officer; and
2. The certificate of firearms proficiency issued under R13-
9-403.
B. On request by any peace officer, a certificate holder who is in
actual possession of a concealed weapon shall present the doc-
ments listed in subsection (A).

Historical Note
New Section made by final rulemaking at 13 A.A.R. 550,
effective April 7, 2007 (Supp. 07-1).

ARTICLE 5. LEOSA-RECOGNIZED INSTRUCTORS

R13-9-501. Application for Recognition as a LEOSA Instructor
A. To be recognized as a LEOSA instructor, an individual shall:
1. Be certified as a firearms instructor by POST; and
2. Submit an application, available from the Department,
which provides the following information about the applicant:
a. Name,
b. Mailing address,
c. Telephone number,
d. E-mail address,
e. Social Security number (optional), and
f. Name of the law enforcement agency with which the
applicant is or was employed.
B. After receiving the application required under subsection
(A)(2) and confirming that the applicant is certified by POST
as a firearms instructor, the Department shall recognize the
applicant as a LEOSA instructor and assign a LEOSA-instruc-
tor number.

Historical Note
New Section made by final rulemaking at 13 A.A.R. 550,
effective April 7, 2007 (Supp. 07-1). Amended by final
rulemaking at 14 A.A.R 4658, effective January 31, 2009
(Supp. 08-4).

ARTICLE 6. HEARINGS AND DISCIPLINARY
PROCEEDINGS

R13-9-601. Suspension and Revocation
A. If a permit holder is arrested or indicted for an offense that
would disqualify the permit holder under A.R.S. § 13-3112 or
if the permit holder is a prohibited possessor, the Department
shall immediately suspend and seize the permit. The Depart-
ment shall restore the permit under the conditions specified in
A.R.S. § 13-3112(C).
B. If an authorized firearms-safety instructor becomes a prohib-
ited possessor under state or federal law, the Department
shall immediately suspend the authorization of the firearms-safety
instructor.
C. If a permit holder is convicted of an offense that disqualifies
the permit holder under A.R.S. § 13-3112, the Department
shall revoke the permit. The Department shall restore the per-
mit under the conditions specified in A.R.S. § 13-3112(C).
D. After providing notice and an opportunity for hearing, the
Department shall suspend or revoke a permit or Department
authorization if the Department determines that the permit
A. If, in a particular decision, the Department makes a specific finding that the immediate effectiveness of the decision is necessary for preservation of the public health, safety, or welfare, the decision may be issued as a final decision without an opportunity for rehearing or review. If an application for judicial review of the decision is made, it shall be made under A.R.S. § 12-901 et seq.

Historical Note
Section R13-9-603 renumbered from R13-9-402. Section repealed; new Section made by final rulemaking at 13 A.A.R. 550, effective April 7, 2007 (Supp. 07-1).