



KALISPEL INDIAN COMMUNITY OF THE KALISPEL RESERVATION

STANDARD AND RENEWAL APPLICATION FOR PERMIT TO CARRY A CONCEALED WEAPON

Completing the Application: Answering all the questions on this standard application does not guarantee the issuance of a permit to carry a concealed weapon (CWP). The determination whether to issue the permit is at the discretion of the Kalispel Tribal Court Judge (KLOC 9.05). In addition to using this standard application form, prior to issuing a CWP, the proof required is that:

- The applicant is of good moral character;
- Good cause exists to issue the CWP;
- The applicant meets residence requirements; and
- The course of training prescribed by the permitting authority has been completed.

The application on the following pages sets forth standardized questions to be used by the CWP permitting authority to determine whether a CWP shall be issued. The applicant shall not be required to complete any additional application or form for a CWP, or to provide any information other than that necessary to complete this standard application form except to clarify or interpret information provided herein. The applicant will certify under penalty of perjury that all answers provided are true and correct to the best of their knowledge and belief. The applicant will also acknowledge that information disclosed on this application may be subject to public disclosure.

Important Instructions:

1. Complete, read, and sign Sections 1 through 5, as directed. Use additional pages if more space is required.
2. Sections 6, and 7 must be completed in the presence of an official of the Kalispel Tribal Court.
3. Review Section 6 and be prepared to answer these questions orally. Do not write anything in Section 6 unless specifically directed to do so by the Kalispel Tribal Court.

Public Disclosure Admonition: I understand that I am obligated to be complete and truthful in providing information on this application. I understand that all of the information disclosed by me in this application may be subject to public disclosure.

Applicant Signature:

Date

Section 1 - Applicant Personal Information

Last Name First Name Middle Name

If Applicable, Maiden Name or Other Names(s) Used: _____

Date of Birth: _____

Place of Birth (City, County, State) _____

Height: _____ Weight: _____ Eye Color: _____ Hair Color: _____ M/F/Other: ____

Section 2 - Applicant Clearance Questions

1. Do you now have, or have you ever had, a permit/license to carry a concealed weapon? If yes, please enter the issuing agency name, issue date and permit/license number. Use additional pages if necessary.
YES NO

Issuing Agency: _____

Expiration Date: _____

Permit/License No. _____

2. Have you ever applied for and been denied a permit/license to carry a concealed weapon? If yes, please enter the agency name, date, and the reason for denial.

YES NO

Agency Name: _____

Date of Denial: _____

Reason for Denial:

3. Have you ever held and subsequently renounced your United States citizenship?

YES NO If yes, please explain: _____

4. If you served with the Armed Forces, were you ever convicted of any charges or was your discharge other than honorable?

YES NO If yes, please explain: _____

5. Are you now, or have you been, a party to a lawsuit in the last five years?

YES NO If yes, please explain:

6. Are you now, or have you been, subject to a restraining order(s) from any court?

YES NO If yes, please explain:

7. Are you on probation or parole from any state for conviction of any offense including traffic?

YES NO If yes, please explain:

Section 2 - Applicant Clearance Questions (continued)

8. List all traffic violations (moving violations only) and motor vehicle accidents you have had in the last five years. Use additional pages if necessary.

1. Date of Violation/Accident: _____
Agency Citation No. _____
2. Date of Violation/Accident: _____
Agency Citation No. _____
3. Date of Violation/Accident: _____
Agency Citation No. _____
4. Date of Violation/Accident: _____
Agency Citation No. _____
5. Date of Violation/Accident: _____
Agency Citation No. _____

9. Have you ever been convicted of any criminal offense (civilian or military) in the U.S. or any other country?

YES NO If yes, please explain including the date, agency, charges, and disposition. _____

10. Have you withheld any fact that might affect the decision to approve this license?

YES NO If yes, please explain: _____

Section 3 - CWP Conditions and Restrictions

The permitted is responsible for all liability for, injury to, or death of any person, or damage to any property which may result through any act or omission of either the permitted or the Kalispel Tribal Court that issued the permit. In the event any claim, suit, or action is brought against the Tribal Court that issued the permit, its chief judge or any of its employees, by reason of, or in connection with any such act or omission, the permitted shall defend, indemnify, and hold harmless the Court that issued the permit, its chief judge or any of its employees from such claim, suit, or action. The permitted authorizes the permitting judge to investigate, as they deem necessary, the permitted's record and character to ascertain any and all information which may concern his/her qualifications and justification to be issued a permit to carry a concealed weapon and release said court of any and all liability arising out of such investigation. While exercising the privileges granted to the permitted under the terms of this permit, the permitted shall not, when carrying a concealed weapon:

- Consume any alcoholic beverage.
- Be in a place having a primary purpose of dispensing alcoholic beverages for on-site consumption.
- Be under the influence of any medication or drug, whether prescribed or not.

Section 3 - CWP Conditions and Restrictions (continued)

- Refuse to show the permit or surrender the concealed weapon to any peace officer upon demand.
- Impede any peace officer in the performance of his/her duties.
- Present himself/herself as a peace officer to any person unless he/she is, in fact, a peace officer as defined by Kalispel law.
- Unjustifiably display a concealed weapon.
- Carry a concealed weapon not listed as the registered owner.
- Carry a concealed weapon at times or circumstances other than those specified in the permit.

A concealed weapon does not authorize a person to carry a firearm, tear gas, or any dangerous weapon aboard commercial airlines. Further, a person must declare that he/she is carrying such firearm, tear gas, or any dangerous weapon BEFORE entering the boarding area of an air terminal where the security checks are made. Such violation can result in arrest by law enforcement. Any violation of these restrictions or conditions may invalidate the CWP and may void any further use of the permit until reinstated by the permitting authority. Any arrest for a felony or serious misdemeanor, including driving under the influence of alcohol and/or drugs, is cause for invalidating the permit.

Section 4 – Applicable Federal and Kalispel Laws are of special importance to the person applying to be a holder of a permit to carry a concealed weapon:

9-5.06 CONCEALED WEAPONS Any person who shall go about in public places armed with a deadly weapon concealed upon his person unless he shall have a permit signed by a Judge of the Kalispel Tribal Court, shall be deemed guilty of concealed weapons. The Tribal Court, in addition to any other sentence authorized by law, may confiscate and dispose of the weapons so carried. The term “deadly weapon” as used in this Code shall be defined as one likely to produce death or great bodily injury.

Federal law does not mandate that a person must carry a firearm and nor does it deny them the right to carry. There are also no rules under Federal Law for concealed carry firearms permits or licenses for U.S. citizens. The only area Federal law affects tribal or state law is on who a permit to carry a concealed weapon can be issued to.

The Federal Gun Control Act of 1968 and the Federal Omnibus Consolidated Appropriations Act of 1997 makes it illegal for a person who fits into any of the following categories to receive or possess a firearm. These laws also will prevent the Kalispel Tribe from issuing a permit to carry a concealed weapon because it would be illegal for people who fit in these categories, by Federal Law, to own a gun.

- Fugitives from justice
- Persons who are unlawful users of or are addicted to narcotics or any other controlled substance
- Persons adjudicated as a mental defective or who have been committed to a mental institution
- Persons who have been convicted in any court of a crime punishable by imprisonment for a term exceeding one (1) year
- Persons who are under indictment for a crime punishable by imprisonment for a term exceeding one (1) year
- Military veterans discharged under dishonorable conditions

Section 4 – Applicable Federal and Kalispel Laws are of special importance to the person applying to be a holder of a permit to carry a concealed weapon: (continued)

- Persons who have renounced U.S. citizenship
- Aliens illegally in the U.S.
- Persons subject to a court order that restrains them from harassing, stalking, or threatening an intimate partner or child of such intimate partner
- And persons convicted in any court of a misdemeanor crime of domestic violence

Section 5 - Agreement to Restrictions and to Hold Harmless:

I accept and assume all responsibility and liability for, injury to, or death of any person, or damage to any property which may result through an act or omission of either the permitted or the judicial agent that issued the license. In the event any claim, suit or action is brought against the Tribal Court that issued the permit, its chief judge or any of its employees, by reason of, or in connection with any such act or omission, the permitted shall defend, indemnify, and hold harmless the Tribal Court that issued the permit, its chief judge or any of its employees from such claim, suit, or action. I understand that the acceptance of any application by the permitting authority does not guarantee the issuance of a permit and that fees and costs are not refundable if denied. I further understand that if my application is approved and I am issued a permit to carry a concealed weapon, that the permit is subject to restrictions placed upon it and that misuse of the permit will cause an automatic revocation and possible arrest and that the permit may also be suspended or revoked at the discretion of the permitting authority at any time. I am aware that any use of a firearm may bring criminal action or civil liability against me. I have read, understand, and agree to the CWP liability clauses, conditions, and restrictions stated in this application and Agreement to Restrictions and to Hold Harmless. I have read and understand that if I have made false statements on an Application to Carry a Concealed Weapon my actions may be subject to civil and/or criminal prosecution. I have read and understand the firearms prohibiting categories outlined in this application. I further acknowledge that these prohibiting categories can be amended or expanded by Kalispel Tribal or federal legislative or regulatory bodies and that any such amendment or expansion may affect my eligibility to hold a CWP.

Applicant Signature

Date:



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Section 6 - Investigator's Interview Notes

Applicant Last Name	First Name	Middle Name
_____	_____	_____
Date of Birth and Age _____	Social Security No. _____	WA Driver's License # _____
WA Driver's License Restrictions: _____		
Residence Address (City/State/ Zip Code): _____		

Mailing Address: (if different) (City/State/Zip Code: _____		

Telephone Number: _____		
Spouse/Domestic Partner: _____		
Last Name	First Name	Middle Name
_____	_____	_____
Residence Address (if different than applicant) City/ State/ Zip Code: _____		

Telephone Number: _____		
Applicant Occupation: _____		
Business/Employer Name: _____		
Business/Employer Address (City/ State/ Zip Code & Telephone Number): _____		

Section 6 - Investigator's Interview Notes (continued)

List all previous home addresses for the past five years. Use additional pages if necessary.

Address City State Zip Code: _____

Address City State Zip Code: _____

2. Have you ever been in a mental institution, been treated for mental illness, or been found not guilty by reason of insanity?

YES NO If yes, please explain. _____

3. Are you now, or have you ever been, addicted to a controlled substance or alcohol, or have you ever utilized an illegal controlled substance, or have you ever reported to a detoxification or drug treatment program.

YES NO If yes, please explain. _____

4. Have you ever been involved in an incident involving firearms?

YES NO If yes, please explain. _____

5. Have you ever been involved in a domestic violence incident?

YES NO If yes, please explain. _____

6. If any; List any arrest or formal charges, with or without disposition, for any criminal offenses within the U.S. or any other country (civilian or military): _____

7. Why do you wish to obtain a CWP? Please provide details. For example, has your life or property been threatened or jeopardized? _____

Use additional pages if necessary.

Section 7 - Release of Information and Declaration:

I hereby give permission to the Kalispel Tribal Court to which this application is made to conduct a background investigation of me and to contact any person or agency who may add to or aid in this investigation. I further authorize persons, firms, agencies, and institutions listed on this application to release or confirm information about me and statements I have made as contained in this application. Notwithstanding any other provision of law and pursuant to the Public Records Act (Government Code section 6250 et seq.), I understand that information contained in this application may be a matter of

