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June 3, 2009

Opinion No. 09-106

Information Required for the Renewal of a Handgun Carry Permit

QUESTION

Is a person applying for the renewal of a handgun carry permit required to provide any information or documentation in addition to that required by Tenn. Code Ann. § 39-17-1351(q)(1)?

OPINION

No. Under Tenn. Code Ann. § 39-17-1351(q)(1), a person who applies for a renewal of a handgun carry permit is only required to complete a renewal application on a form supplied by the Department of Safety, pay a renewal fee of fifty dollars ($50.00) and certify that the applicant is still eligible to hold a handgun carry permit. The statute does not require an applicant to provide any additional documentation or information.

ANALYSIS

Tenn. Code Ann. § 39-17-1351(q)(1) sets forth the requirements for the renewal of a handgun carry permit. It provides, in pertinent part:

> Prior to the expiration of the permit, a permit holder may apply to the department for the renewal of the permit by submitting, under oath, a renewal application with a renewal fee of fifty dollars ($50.00). The renewal application shall be on a standard form developed by the department of safety and shall require the applicant to disclose, under oath, the information concerning the applicant as set forth in subsection (c), and shall require the applicant to certify that the applicant still satisfies all the eligibility requirements of this section for the issuance of the permit.

Tenn. Code Ann. § 39-17-1351(q)(1).

The primary objective of statutory construction is to ascertain and give effect to the intention of the legislature. *Auto Credit of Nashville v. Wimmer,* 231 S.W.3d 896 (Tenn. 2007). If a statute is clear and unambiguous, courts will find the intent in the plain and ordinary meaning of its language. *Brown v. Erachem Comilog, Inc.*, 231 S.W.3d 918 (Tenn. 2007).

Under rules of statutory construction, the express mention of one subject in a statute means the exclusion of subjects that are not mentioned. *State v. Edmondson*, 231 S.W.3d 925 (Tenn. 2007).

Tenn. Code Ann. § 39-17-1351(q)(1) clearly and unambiguously sets forth the requirements for renewal of a handgun carry permit. Such requirements are completion of a renewal form supplied by the Department of Safety, signing a certification that the applicant is still eligible to hold a handgun carry permit and paying the fifty dollar ($50.00) renewal fee. If the legislature had intended to require any additional documentation, it would have so stated in the express language of the statute.

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