



General Assembly

**Amendment**

February Session, 2006

LCO No. 4909

\*SB0010504909HRO\*

Offered by:

REP. MINER, 66<sup>th</sup> Dist.  
REP. FERRARI, 62<sup>nd</sup> Dist.  
REP. PISCOPO, 76<sup>th</sup> Dist.  
REP. STRIPP, 135<sup>th</sup> Dist.  
REP. BELDEN, 113<sup>th</sup> Dist.

To: Subst. Senate Bill No. 105

File No. 372

Cal. No. 416

**"AN ACT PROHIBITING THE SALE OF ELECTRONIC DEFENSE WEAPONS."**

In line 15, strike "or"

In line 16, after "officer" insert ", or (6) any person who holds a valid permit to carry a pistol or revolver issued pursuant to subsection (b) of section 29-28 of the 2006 supplement to the general statutes to which has been added an endorsement by the Department of Public Safety as provided in section 501 of this act authorizing the holder thereof to carry an electronic defense weapon"

After the last section, add the following and renumber sections and internal references accordingly:

"Sec. 501. (NEW) (*Effective October 1, 2006*) Any person who holds a valid permit to carry a pistol or revolver issued pursuant to subsection

(b) of section 29-28 of the 2006 supplement to the general statutes may carry an electronic defense weapon, as defined in section 53a-3 of the general statutes, pursuant to such permit if such person successfully completes a course approved by the Commissioner of Public Safety in the safety and use of electronic defense weapons. Upon completion of such course by such person, the Department of Public Safety shall add an endorsement to such permit that indicates that the holder thereof is also authorized to carry an electronic defense weapon.

Sec. 502. Section 29-38 of the general statutes is repealed and the following is substituted in lieu thereof (*Effective October 1, 2006*):

(a) Any person who knowingly has, in any vehicle owned, operated or occupied by such person, any weapon, any pistol or revolver for which a proper permit has not been issued as provided in section 29-28, as amended, or any machine gun which has not been registered as required by section 53-202, shall be fined not more than one thousand dollars or imprisoned not more than five years or both, and the presence of any such weapon, pistol or revolver, or machine gun in any vehicle shall be prima facie evidence of a violation of this section by the owner, operator and each occupant thereof. The word "weapon", as used in this section, means any BB. gun, any blackjack, any metal or brass knuckles, any police baton or nightstick, any dirk knife or switch knife, any knife having an automatic spring release device by which a blade is released from the handle, having a blade of over one and one-half inches in length, any stiletto, any knife the edged portion of the blade of which is four inches or over in length, any martial arts weapon or electronic defense weapon, as defined in section 53a-3, or any other dangerous or deadly weapon or instrument.

(b) The provisions of this section shall not apply to: (1) Any officer charged with the preservation of the public peace while engaged in the pursuit of such officer's official duties; (2) any security guard having a baton or nightstick in a vehicle while engaged in the pursuit of such guard's official duties; (3) any person enrolled in and currently attending a martial arts school, with official verification of such

enrollment and attendance, or any certified martial arts instructor, having any such martial arts weapon in a vehicle while traveling to or from such school or to or from an authorized event or competition; (4) any person having a BB. gun in a vehicle provided such weapon is unloaded and stored in the trunk of such vehicle or in a locked container other than the glove compartment or console; [and] (5) any person having a knife, the edged portion of the blade of which is four inches or over in length, in a vehicle if such person is (A) any member of the armed forces of the United States, as defined in section 27-103, or any reserve component thereof, or of the armed forces of this state, as defined in section 27-2, when on duty or going to or from duty, (B) any member of any military organization when on parade or when going to or from any place of assembly, (C) any person while transporting such knife as merchandise or for display at an authorized gun or knife show, (D) any person while lawfully removing such person's household goods or effects from one place to another, or from one residence to another, (E) any person while actually and peaceably engaged in carrying any such knife from such person's place of abode or business to a place or person where or by whom such knife is to be repaired, or while actually and peaceably returning to such person's place of abode or business with such knife after the same has been repaired, (F) any person holding a valid hunting, fishing or trapping license issued pursuant to chapter 490 or any salt water fisherman while having such knife in a vehicle for lawful hunting, fishing or trapping activities, or (G) any person participating in an authorized historic reenactment; and (6) any person having an electronic defense weapon in a vehicle who holds a valid permit to carry a pistol or revolver issued pursuant to subsection (b) of section 29-28 of the 2006 supplement to the general statutes to which has been added an endorsement by the Department of Public Safety as provided in section 501 of this act authorizing the holder thereof to carry an electronic defense weapon.

Sec. 503. Section 53-206 of the general statutes is repealed and the following is substituted in lieu thereof (*Effective October 1, 2006*):

(a) Any person who carries upon his or her person any BB. gun, blackjack, metal or brass knuckles, or any dirk knife, or any switch knife, or any knife having an automatic spring release device by which a blade is released from the handle, having a blade of over one and one-half inches in length, or stiletto, or any knife the edged portion of the blade of which is four inches or over in length, any police baton or nightstick, or any martial arts weapon or electronic defense weapon, as defined in section 53a-3, or any other dangerous or deadly weapon or instrument, shall be fined not more than five hundred dollars or imprisoned not more than three years or both. Whenever any person is found guilty of a violation of this section, any weapon or other instrument within the provisions of this section, found upon the body of such person, shall be forfeited to the municipality wherein such person was apprehended, notwithstanding any failure of the judgment of conviction to expressly impose such forfeiture.

(b) The provisions of this section shall not apply to (1) any officer charged with the preservation of the public peace while engaged in the pursuit of such officer's official duties; (2) the carrying of a baton or nightstick by a security guard while engaged in the pursuit of such guard's official duties; (3) the carrying of a knife, the edged portion of the blade of which is four inches or over in length, by (A) any member of the armed forces of the United States, as defined in section 27-103, or any reserve component thereof, or of the armed forces of this state, as defined in section 27-2, when on duty or going to or from duty, (B) any member of any military organization when on parade or when going to or from any place of assembly, (C) any person while transporting such knife as merchandise or for display at an authorized gun or knife show, (D) any person who is found with any such knife concealed upon one's person while lawfully removing such person's household goods or effects from one place to another, or from one residence to another, (E) any person while actually and peaceably engaged in carrying any such knife from such person's place of abode or business to a place or person where or by whom such knife is to be repaired, or while actually and peaceably returning to such person's place of abode

or business with such knife after the same has been repaired, (F) any person holding a valid hunting, fishing or trapping license issued pursuant to chapter 490 or any salt water fisherman carrying such knife for lawful hunting, fishing or trapping activities, or (G) any person while participating in an authorized historic reenactment; (4) the carrying by any person enrolled in or currently attending, or an instructor at, a martial arts school of a martial arts weapon while in a class or at an authorized event or competition or while transporting such weapon to or from such class, event or competition; (5) the carrying of a BB. gun by any person taking part in a supervised event or competition of the Boy Scouts of America or the Girl Scouts of America or in any other authorized event or competition while taking part in such event or competition or while transporting such weapon to or from such event or competition; [and] (6) the carrying of a BB. gun by any person upon such person's own property or the property of another person provided such other person has authorized the carrying of such weapon on such property, and the transporting of such weapon to or from such property; and (7) the carrying of an electronic defense weapon by a person holding a valid permit to carry a pistol or revolver issued pursuant to subsection (b) of section 29-28 of the 2006 supplement to the general statutes to which has been added an endorsement by the Department of Public Safety as provided in section 501 of this act authorizing the holder thereof to carry an electronic defense weapon."