



General Assembly

January Session, 2007

Amendment

LCO No. 9080

SB0093809080HRO

Offered by:
REP. MINER, 66th Dist.

To: Subst. Senate Bill No. 938

File No. 69

Cal. No. 664

"AN ACT CONCERNING A STUDY OF LIMITING THE PURCHASE OF HANDGUNS TO ONE PER MONTH."

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

3 "Sec. 501. (NEW) (*Effective October 1, 2007*) Any person who holds a
4 valid permit to carry a pistol or revolver issued pursuant to subsection
5 (b) of section 29-28 of the general statutes may carry an electronic
6 defense weapon, as defined in section 53a-3 of the general statutes,
7 pursuant to such permit if such person successfully completes a course
8 approved by the Commissioner of Public Safety in the safety and use
9 of electronic defense weapons. Upon completion of such course by
10 such person, the Department of Public Safety shall add an
11 endorsement to such permit that indicates that the holder thereof is
12 also authorized to carry an electronic defense weapon.

13 Sec. 502. Section 29-38 of the general statutes is repealed and the
14 following is substituted in lieu thereof (*Effective October 1, 2007*):

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

32 (b) The provisions of this section shall not apply to: (1) Any officer
33 charged with the preservation of the public peace while engaged in the
34 pursuit of such officer's official duties; (2) any security guard having a
35 baton or nightstick in a vehicle while engaged in the pursuit of such
36 guard's official duties; (3) any person enrolled in and currently
37 attending a martial arts school, with official verification of such
38 enrollment and attendance, or any certified martial arts instructor,
39 having any such martial arts weapon in a vehicle while traveling to or
40 from such school or to or from an authorized event or competition; (4)
41 any person having a BB. gun in a vehicle provided such weapon is
42 unloaded and stored in the trunk of such vehicle or in a locked
43 container other than the glove compartment or console; [and] (5) any
44 person having a knife, the edged portion of the blade of which is four
45 inches or over in length, in a vehicle if such person is (A) any member
46 of the armed forces of the United States, as defined in section 27-103, or
47 any reserve component thereof, or of the armed forces of this state, as
48 defined in section 27-2, when on duty or going to or from duty, (B) any

49 member of any military organization when on parade or when going
50 to or from any place of assembly, (C) any person while transporting
51 such knife as merchandise or for display at an authorized gun or knife
52 show, (D) any person while lawfully removing such person's
53 household goods or effects from one place to another, or from one
54 residence to another, (E) any person while actually and peaceably
55 engaged in carrying any such knife from such person's place of abode
56 or business to a place or person where or by whom such knife is to be
57 repaired, or while actually and peaceably returning to such person's
58 place of abode or business with such knife after the same has been
59 repaired, (F) any person holding a valid hunting, fishing or trapping
60 license issued pursuant to chapter 490 or any salt water fisherman
61 while having such knife in a vehicle for lawful hunting, fishing or
62 trapping activities, or (G) any person participating in an authorized
63 historic reenactment; and (6) any person having an electronic defense
64 weapon in a vehicle who holds a valid permit to carry a pistol or
65 revolver issued pursuant to subsection (b) of section 29-28 to which
66 has been added an endorsement by the Department of Public Safety as
67 provided in section 501 of this act authorizing the holder thereof to
68 carry an electronic defense weapon.

69 Sec. 503. Section 53-206 of the general statutes is repealed and the
70 following is substituted in lieu thereof (*Effective October 1, 2007*):

71 (a) Any person who carries upon his or her person any BB. gun,
72 blackjack, metal or brass knuckles, or any dirk knife, or any switch
73 knife, or any knife having an automatic spring release device by which
74 a blade is released from the handle, having a blade of over one and
75 one-half inches in length, or stiletto, or any knife the edged portion of
76 the blade of which is four inches or over in length, any police baton or
77 nightstick, or any martial arts weapon or electronic defense weapon, as
78 defined in section 53a-3, or any other dangerous or deadly weapon or
79 instrument, shall be fined not more than five hundred dollars or
80 imprisoned not more than three years or both. Whenever any person is
81 found guilty of a violation of this section, any weapon or other
82 instrument within the provisions of this section, found upon the body

83 of such person, shall be forfeited to the municipality wherein such
84 person was apprehended, notwithstanding any failure of the judgment
85 of conviction to expressly impose such forfeiture.

86 (b) The provisions of this section shall not apply to (1) any officer
87 charged with the preservation of the public peace while engaged in the
88 pursuit of such officer's official duties; (2) the carrying of a baton or
89 nightstick by a security guard while engaged in the pursuit of such
90 guard's official duties; (3) the carrying of a knife, the edged portion of
91 the blade of which is four inches or over in length, by (A) any member
92 of the armed forces of the United States, as defined in section 27-103, or
93 any reserve component thereof, or of the armed forces of this state, as
94 defined in section 27-2, when on duty or going to or from duty, (B) any
95 member of any military organization when on parade or when going
96 to or from any place of assembly, (C) any person while transporting
97 such knife as merchandise or for display at an authorized gun or knife
98 show, (D) any person who is found with any such knife concealed
99 upon one's person while lawfully removing such person's household
100 goods or effects from one place to another, or from one residence to
101 another, (E) any person while actually and peaceably engaged in
102 carrying any such knife from such person's place of abode or business
103 to a place or person where or by whom such knife is to be repaired, or
104 while actually and peaceably returning to such person's place of abode
105 or business with such knife after the same has been repaired, (F) any
106 person holding a valid hunting, fishing or trapping license issued
107 pursuant to chapter 490 or any salt water fisherman carrying such
108 knife for lawful hunting, fishing or trapping activities, or (G) any
109 person while participating in an authorized historic reenactment; (4)
110 the carrying by any person enrolled in or currently attending, or an
111 instructor at, a martial arts school of a martial arts weapon while in a
112 class or at an authorized event or competition or while transporting
113 such weapon to or from such class, event or competition; (5) the
114 carrying of a BB. gun by any person taking part in a supervised event
115 or competition of the Boy Scouts of America or the Girl Scouts of
116 America or in any other authorized event or competition while taking

117 part in such event or competition or while transporting such weapon
118 to or from such event or competition; [and] (6) the carrying of a BB.
119 gun by any person upon such person's own property or the property
120 of another person provided such other person has authorized the
121 carrying of such weapon on such property, and the transporting of
122 such weapon to or from such property; and (7) the carrying of an
123 electronic defense weapon by a person holding a valid permit to carry
124 a pistol or revolver issued pursuant to subsection (b) of section 29-28 to
125 which has been added an endorsement by the Department of Public
126 Safety as provided in section 501 of this act authorizing the holder
127 thereof to carry an electronic defense weapon."