



Senate

General Assembly

File No. 447

January Session, 2011

Substitute Senate Bill No. 967

Senate, April 7, 2011

The Committee on Planning and Development reported through SEN. CASSANO of the 4th Dist., Chairperson of the Committee on the part of the Senate, that the substitute bill ought to pass.

AN ACT CONCERNING APPLICATION REQUIREMENTS FOR A TEMPORARY STATE PERMIT TO CARRY A PISTOL OR A REVOLVER.

Be it enacted by the Senate and House of Representatives in General Assembly convened:

1 Section 1. Section 29-28a of the general statutes is repealed and the
2 following is substituted in lieu thereof (*Effective October 1, 2011*):

3 (a) Requests for temporary state permits under section 29-28 shall be
4 submitted to the chief of police, or, where there is no chief of police, to
5 the warden of the borough or the first selectman of the town, as the
6 case may be, on application forms prescribed by the Commissioner of
7 Public Safety. Upon written request by any person for a temporary
8 state permit not on a prescribed application form, or upon request by
9 any person for such application form, the local authority shall supply
10 such forms. When any such request is made in person at the office of
11 the local authority, the local authority shall supply such application
12 form immediately. When any such request is made in any other

13 manner, the local authority shall supply such application form not
14 later than one week after receiving such request. If such application
15 form is not supplied within the time limits required by this section, the
16 request [therefor] for such application shall constitute [a sufficient] an
17 application. If any local authority fails to supply an application form
18 upon the request of any person, such person may request an
19 application form from the Commissioner of Public Safety or any
20 barracks of the Division of State Police, and the time limits and
21 procedures set forth in this section for handling requests for such
22 forms shall be applicable.

23 (b) The local authority shall [, not later than eight weeks after a
24 sufficient application for a temporary state permit has been made,]
25 inform [the] any applicant for a temporary state permit that such
26 applicant's request for a temporary state permit has been approved or
27 denied not later than eight weeks after such applicant provides: (1) A
28 completed and notarized application on the forms described in
29 subsection (a) of this section, which forms may not be modified or
30 supplemented with additional forms; (2) proof of eligibility consisting
31 of: (A) For citizens of the United States, a birth certificate,
32 naturalization certificate or valid United States passport, or (B) for
33 aliens, a permanent resident card; (3) a certificate of successful
34 completion of a course in the safety and use of pistols and revolvers
35 signed by an instructor certified by the National Rifle Association, the
36 Department of Environmental Protection, a law enforcement agency or
37 a branch of the military service of the United States; and (4) two sets of
38 fingerprints to be processed as provided in section 29-29. The local
39 authority shall forward a copy of the application indicating approval
40 or denial of the temporary state permit to the Commissioner of Public
41 Safety. If the local authority has denied the application for a temporary
42 state permit, no state permit may be issued. The commissioner shall,
43 not later than eight weeks after receiving an application indicating
44 approval from the local authority, inform the applicant in writing that
45 the applicant's application for a state permit has been approved or
46 denied, or that the results of the national criminal history records
47 check have not been received. If grounds for denial become known

The following Fiscal Impact Statement and Bill Analysis are prepared for the benefit of the members of the General Assembly, solely for purposes of information, summarization and explanation and do not represent the intent of the General Assembly or either chamber thereof for any purpose. In general, fiscal impacts are based upon a variety of informational sources, including the analyst's professional knowledge. Whenever applicable, agency data is consulted as part of the analysis, however final products do not necessarily reflect an assessment from any specific department.

OFA Fiscal Note

State Impact:

Agency Affected	Fund-Effect	FY 12 \$	FY 13 \$
Public Safety, Dept.	GF - Potential Revenue Gain	Less than \$5,000	Less than \$5,000

Note: GF=General Fund

Municipal Impact:

Municipalities	Effect	FY 12 \$	FY 13 \$
Various Municipalities	Potential Revenue Gain	Less than \$1,000	Less than \$1,000

Explanation

The bill may result in a potential revenue gain to the state and municipalities by modifying the local procedure for processing a temporary pistol permit application. To the extent that these modifications result in additional temporary pistol permit applications, a revenue gain estimated at no more than \$5,000 for the state and no more than \$1,000 in some municipalities may result.

Under current law, persons seeking a temporary pistol permit pay a \$50 fee to the Department of Public Safety (DPS) for a state background check, a \$19.25 fee to DPS for a federal background check, and a \$70 fee to the municipality processing the application. Within the 60 period of the temporary permit, the applicant must go to a DPS pistol permit location and remit a fee of \$70 for the five year pistol permit.

The Out Years

The annualized ongoing fiscal impact identified above would

continue into the future subject to inflation.

OLR Bill Analysis**sSB 967*****AN ACT CONCERNING APPLICATION REQUIREMENTS FOR A TEMPORARY STATE PERMIT TO CARRY A PISTOL OR A REVOLVER.*****SUMMARY:**

This bill requires that an applicant be notified that his or her application for a temporary state gun permit is approved or denied no later than eight weeks after submitting documents specified in the bill, instead of after a “sufficient application. . .has been made” (see BACKGROUND).

The documents are:

1. a completed and notarized Department of Public Safety (DPS) application form, which cannot be modified or supplemented with additional forms;
2. two sets of fingerprints processed in accordance with the law governing the collection of fingerprints for gun permit applications;
3. a certificate of successful completion of a handgun safety and use course, signed by an instructor certified by the National Rifle Association, the Department of Environmental Protection, a law enforcement agency, or a branch of the U.S. military service; and
4. for U.S. citizens, a birth certificate, naturalization certificate, or valid U.S. passport, and for aliens, a permanent resident card.

Because aliens not permanently in the United States do not have a permanent resident card, the requirement to submit such a card as part

of the permit application would appear to disqualify them from getting a gun permit. By law, a legal alien is eligible for a gun permit, but an illegal alien is not (CGS § 29-28).

EFFECTIVE DATE: October 1, 2011

BACKGROUND

Gun Permit Applications

With minor exceptions, state law bars anyone from carrying handguns (except antique handguns) anywhere in Connecticut without a gun permit. For Connecticut residents, getting an original gun permit is a two-step process. They must first apply to the local permit-issuing official (usually the police chief), who issues a temporary, 60-day state permit. The official forwards the application to the DPS commissioner, who issues a five-year state permit. Out-of-state residents apply directly to the commissioner.

Ordinarily, the local official has eight weeks after an applicant submits a sufficient application to approve or deny the temporary permit, but the law does not define what constitutes a “sufficient application.” The commissioner has eight weeks after receiving the information from the local official to approve or deny the five-year state permit. The deadlines may be extended if the officials do not receive the required FBI criminal history record report on an applicant.

COMMITTEE ACTION

Public Safety and Security Committee

Joint Favorable Substitute Change of Reference
Yea 23 Nay 1 (03/08/2011)

Planning and Development Committee

Joint Favorable Substitute
Yea 20 Nay 0 (03/23/2011)