



General Assembly

**Amendment**

February Session, 2016

LCO No. 5430



Offered by:  
SEN. MARKLEY, 16<sup>th</sup> Dist.

To: Subst. House Bill No. 5054      File No. 750      Cal. No. 531

(As Amended)

**"AN ACT PROTECTING VICTIMS OF DOMESTIC VIOLENCE."**

1      Strike sections 11 to 14, inclusive, in their entirety, and insert the  
2      following in lieu thereof:

3      "Sec. 11. Section 29-32 of the general statutes is repealed and the  
4      following is substituted in lieu thereof (*Effective October 1, 2016*):

5      (a) For the purposes of this section, "conviction" means the entry of a  
6      judgment of conviction by any court of competent jurisdiction.

7      (b) Any state permit or temporary state permit for the carrying of  
8      any pistol or revolver may be [revoked] suspended by the  
9      Commissioner of Emergency Services and Public Protection for cause  
10     and shall be [revoked] suspended by said commissioner upon  
11     conviction of the holder of such permit of a felony or of any  
12     misdemeanor specified in subsection (b) of section 29-28, as amended  
13     by this act, or upon the occurrence of any event which would have

14 disqualified the holder from being issued the state permit or  
15 temporary state permit pursuant to subsection (b) of section 29-28, as  
16 amended by this act. Upon the [revocation] suspension of any state  
17 permit or temporary state permit, the person whose state permit or  
18 temporary state permit is [revoked] suspended shall be notified in  
19 writing and such state permit or temporary state permit shall be  
20 forthwith delivered to the commissioner. Any law enforcement  
21 authority shall confiscate and immediately forward to the  
22 commissioner any state permit or temporary state permit that is  
23 illegally possessed by any person. The commissioner may [revoke]  
24 suspend the state permit or temporary state permit based upon the  
25 commissioner's own investigation or upon the request of any law  
26 enforcement agency. Any person who fails to surrender any permit  
27 within five days of notification in writing of [revocation] suspension  
28 thereof shall be guilty of a class A misdemeanor.

29 (c) Any local permit for the carrying of a pistol or revolver issued  
30 prior to October 1, 2001, may be [revoked] suspended by the authority  
31 issuing the same for cause, and shall be [revoked] suspended by the  
32 authority issuing the same upon conviction of the holder of such  
33 permit of a felony or of any misdemeanor specified in subsection (b) of  
34 section 29-28, as amended by this act, or upon the occurrence of any  
35 event which would have disqualified the holder from being issued  
36 such local permit. Upon the [revocation] suspension of any local  
37 permit, the person whose local permit is [revoked] suspended shall be  
38 notified in writing and such permit shall be forthwith delivered to the  
39 authority issuing the same. Upon the [revocation] suspension of any  
40 local permit, the authority issuing the same shall forthwith notify the  
41 commissioner. Upon the [revocation] suspension of any permit issued  
42 by the commissioner, the commissioner shall forthwith notify any local  
43 authority which the records of the commissioner show as having  
44 issued a currently valid local permit to the holder of the permit  
45 [revoked] suspended by the commissioner. Any person who fails to  
46 surrender such permit within five days of notification in writing or  
47 [revocation] suspension thereof shall be guilty of a class A

48 misdemeanor.

49 (d) If a state permit or temporary state permit for the carrying of any  
50 pistol or revolver is suspended because the person holding such  
51 permit is subject to an ex parte order issued pursuant to section 46b-15,  
52 as amended by this act, or 46b-16a, as amended by this act, upon  
53 expiration of such order, such person may notify the Department of  
54 Emergency Services and Public Protection that such order has expired.  
55 Upon verification of such expiration and provided such person is not  
56 otherwise disqualified from holding such permit pursuant to  
57 subsection (b) of section 29-28, as amended by this act, the department  
58 shall reinstate such permit.

59 Sec. 12. Section 29-36i of the general statutes is repealed and the  
60 following is substituted in lieu thereof (*Effective October 1, 2016*):

61 (a) Any eligibility certificate for a pistol or revolver shall be  
62 [revoked] suspended by the Commissioner of Emergency Services and  
63 Public Protection upon the occurrence of any event which would have  
64 disqualified the holder from being issued the certificate pursuant to  
65 section 29-36f, as amended by this act.

66 (b) Upon the [revocation] suspension of any eligibility certificate,  
67 the person whose eligibility certificate is [revoked] suspended shall be  
68 notified in writing and such certificate shall be forthwith delivered to  
69 the Commissioner of Emergency Services and Public Protection. Any  
70 person who fails to surrender such certificate within five days of  
71 notification in writing of [revocation] suspension thereof shall be  
72 guilty of a class A misdemeanor.

73 (c) If an eligibility certificate for a pistol or revolver is suspended  
74 because the person holding such certificate is subject to an ex parte  
75 order issued pursuant to section 46b-15, as amended by this act, or  
76 46b-16a, as amended by this act, upon expiration of such order, such  
77 person may notify the Department of Emergency Services and Public  
78 Protection that such order has expired. Upon verification of such  
79 expiration and provided such person is not otherwise disqualified

80 from holding such certificate pursuant to section 29-36f, as amended  
81 by this act, the department shall reinstate such certificate.

82 Sec. 13. Section 29-37s of the general statutes is repealed and the  
83 following is substituted in lieu thereof (*Effective October 1, 2016*):

84 (a) A long gun eligibility certificate shall be [revoked] suspended by  
85 the Commissioner of Emergency Services and Public Protection upon  
86 the occurrence of any event which would have disqualified the holder  
87 from being issued the certificate pursuant to section 29-37p, as  
88 amended by this act.

89 (b) Upon the [revocation] suspension of any long gun eligibility  
90 certificate, the person whose certificate is [revoked] suspended shall be  
91 notified, in writing, and such certificate shall be forthwith delivered to  
92 the Commissioner of Emergency Services and Public Protection. Any  
93 person who fails to surrender such certificate within five days of  
94 notification, in writing, of [revocation] suspension thereof shall be  
95 guilty of a class A misdemeanor.

96 (c) If a long gun eligibility certificate is suspended because the  
97 person holding such certificate is subject to an ex parte order issued  
98 pursuant to section 46b-15, as amended by this act, or 46b-16a, as  
99 amended by this act, upon expiration of such order, such person may  
100 notify the Department of Emergency Services and Public Protection  
101 that such order has expired. Upon verification of such expiration and  
102 provided such person is not otherwise disqualified from holding such  
103 certificate pursuant to section 29-37p, as amended by this act, the  
104 department shall reinstate such certificate.

105 Sec. 14. Section 29-38p of the general statutes is repealed and the  
106 following is substituted in lieu thereof (*Effective October 1, 2016*):

107 (a) An ammunition certificate shall be [revoked] suspended by the  
108 Commissioner of Emergency Services and Public Protection upon the  
109 occurrence of any event which would have disqualified the holder  
110 from being issued the certificate pursuant to section 29-38n.

111 (b) Upon the [revocation] suspension of any ammunition certificate,  
112 the person whose certificate is [revoked] suspended shall be notified,  
113 in writing, and such certificate shall be forthwith delivered to the  
114 Commissioner of Emergency Services and Public Protection. Any  
115 person who fails to surrender such certificate within five days of  
116 notification, in writing, of [revocation] suspension thereof shall be  
117 guilty of a class A misdemeanor.

118 (c) If an ammunition certificate is suspended because the person  
119 holding such certificate is subject to an ex parte order issued pursuant  
120 to section 46b-15, as amended by this act, or 46b-16a, as amended by  
121 this act, upon expiration of such order, such person may notify the  
122 Department of Emergency Services and Public Protection that such  
123 order has expired. Upon verification of such expiration and provided  
124 such person is not otherwise disqualified from holding such certificate  
125 pursuant to section 29-38n the department shall reinstate such  
126 certificate."