



General Assembly

Amendment

February Session, 2018

LCO No. 4707



Offered by:

REP. TONG, 147th Dist.

REP. STAFSTROM, 129th Dist.

To: Subst. House Bill No. 5542

File No. 592

Cal. No. 393

**"AN ACT CONCERNING BUMP STOCKS AND OTHER MEANS OF
ENHANCING THE RATE OF FIRE OF A FIREARM."**

1 Strike everything after the enacting clause and substitute the
2 following in lieu thereof:

3 "Section 1. (NEW) (*Effective October 1, 2018*) (a) Except as provided in
4 subsection (e) of this section, no person, other than a licensed firearms
5 manufacturer under 18 USC 923(i) fulfilling a military contract, may
6 sell, offer to sell, otherwise transfer or offer to transfer, purchase,
7 possess, use or manufacture any rate of fire enhancement.

8 (b) Except as provided in subsection (d) of this section, a person
9 who violates any provision of subsection (a) of this section shall be
10 guilty of a class D felony.

11 (c) For purposes of this section, "firearm" means firearm as defined
12 in section 53a-3 of the general statutes, and "rate of fire enhancement"
13 means any device, component, part, combination of parts, attachment

14 or accessory that: (1) Uses energy from the recoil of a firearm to
15 generate a reciprocating action that causes repeated function of the
16 trigger, including, but not limited to, a bump stock; (2) repeatedly
17 pulls the trigger of a firearm through the use of a crank, lever or other
18 part, including, but not limited to, a trigger crank; or (3) causes a
19 semiautomatic firearm to fire more than one round per operation of
20 the trigger, where the trigger pull and reset constitute a single
21 operation of the trigger, including, but not limited to, a binary trigger
22 system.

23 (d) Except as provided in subsection (e) of this section, any person
24 who holds a valid permit to carry a pistol or revolver issued pursuant
25 to subsection (b) of section 29-28 of the general statutes, a valid
26 eligibility certificate for a pistol or revolver issued pursuant to section
27 29-36f of the general statutes, a valid long gun eligibility certificate
28 issued pursuant to section 29-37p of the general statutes or an
29 ammunition certificate issued or renewed pursuant to section 29-38n
30 or section 29-38o of the general statutes and possesses a rate of fire
31 enhancement prior to July 1, 2019, shall be guilty of a class D
32 misdemeanor for a first offense and shall be guilty of a class D felony
33 for any subsequent offense.

34 (e) (1) (A) Except as provided in subparagraph (B) of this
35 subdivision, any person who moves into the state in lawful possession
36 of a rate of fire enhancement shall, within ninety days, render the rate
37 of fire enhancement permanently inoperable, remove the rate of fire
38 enhancement from this state, or surrender the rate of fire enhancement
39 to the Department of Emergency Services and Public Protection for
40 destruction and during such ninety-day period, shall not be subject to
41 the penalties in subsection (b) or (d) of this section.

42 (B) Any such person who sells or offers to sell or otherwise transfers
43 or offers to transfer, except as permitted by subparagraph (A) of this
44 subdivision, or uses such rate of fire enhancement during such ninety-
45 day period, shall be subject to the penalties in subsection (b) or (d) of
46 this section, as applicable.

47 (2) (A) Except as provided in subparagraph (B) of this subdivision,
48 any military personnel stationed or otherwise residing in this state
49 who is deployed from this state on October 1, 2018, or is under
50 deployment from this state on said date, and who was in lawful
51 possession of a rate of firearm enhancement on September 30, 2018,
52 shall, within ninety days of returning to this state from deployment,
53 render the rate of fire enhancement permanently inoperable, remove
54 the rate of fire enhancement from this state or surrender the rate of fire
55 enhancement to the Department of Emergency Services and Public
56 Protection for destruction.

57 (B) Except as provided in subparagraph (A) of this subdivision, any
58 such military personnel who sells or offers to sell or otherwise
59 transfers or offers to transfer, except as permitted by subparagraph (A)
60 of this subdivision, or uses such rate of fire enhancement during such
61 ninety-day period, shall be subject to the penalties in subsection (b) or
62 (d) of this section, as applicable.

63 (f) If the court finds that a violation of this section is not of a serious
64 nature and that the person charged with such violation (1) will
65 probably not offend in the future, (2) has not previously been
66 convicted of a violation of this section, and (3) has not previously had a
67 prosecution under this section suspended pursuant to this subsection,
68 it may order suspension of prosecution in accordance with the
69 provisions of subsection (h) of section 29-33 of the general statutes.

70 Sec. 2. (NEW) (*Effective from passage*) (a) Not later than thirty days
71 after the effective date of this section, the Commissioner of Emergency
72 Services and Public Protection shall, within available appropriations,
73 provide written notification of the provisions of section 1 of this act by:
74 (1) Posting the notification on the department's Internet web site, and
75 (2) providing the notification electronically to federally licensed
76 firearm dealers.

77 (b) Commencing thirty days after the effective date of this section
78 but prior to July 1, 2023, the commissioner shall include a written

79 notification of the provisions of section 1 of this act with: (1) (A) A
 80 permit to carry a pistol or revolver issued pursuant to subsection (b) of
 81 section 29-28 of the general statutes, (B) an eligibility certificate for a
 82 pistol or revolver issued pursuant to section 29-36f of the general
 83 statutes, (C) a long gun eligibility certificate issued pursuant to section
 84 29-37p of the general statutes, and (D) an ammunition certificate issued
 85 or renewed pursuant to section 29-38n or section 29-38o of the general
 86 statutes; and (2) a notice of expiration mailed to a holder of such
 87 permit or certificate pursuant to (A) subsection (f) of section 29-30 of
 88 the general statutes, (B) subsection (e) of section 29-36h of the general
 89 statutes, or (C) subsection (e) of section 29-37r of the general statutes."

This act shall take effect as follows and shall amend the following sections:		
Section 1	<i>October 1, 2018</i>	New section
Sec. 2	<i>from passage</i>	New section