

**Proposed Substitute
Bill No. 5306**

LCO No. 3422

AN ACT CONCERNING TEMPORARY STATE PERMITS AND STATE PERMITS TO CARRY A PISTOL OR REVOLVER FOR RETIRED PEACE OFFICERS.

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

1 Section 1. Subsection (b) of section 29-28 of the 2022 supplement to
2 the general statutes, as amended by section 3 of public act 21-67, is
3 repealed and the following is substituted in lieu thereof (*Effective July 1,*
4 *2022*):

5 (b) (1) [Upon] Except as provided in subdivision (2) of this subsection,
6 the application of any person having a bona fide permanent residence
7 within the jurisdiction of any such authority, such chief of police,
8 warden or selectman may issue a temporary state permit to such person
9 to carry a pistol or revolver within the state, provided such authority
10 shall find that such applicant intends to make no use of any pistol or
11 revolver which such applicant may be permitted to carry under such
12 permit other than a lawful use and that such person is a suitable person
13 to receive such permit. No state or temporary state permit to carry a
14 pistol or revolver shall be issued under this [subsection] subdivision if
15 the applicant [(1)] (A) has failed to successfully complete a course
16 approved by the Commissioner of Emergency Services and Public
17 Protection in the safety and use of pistols and revolvers including, but
18 not limited to, a safety or training course in the use of pistols and
19 revolvers available to the public offered by a law enforcement agency, a
20 private or public educational institution or a firearms training school,

21 utilizing instructors certified by the National Rifle Association or the
22 Department of Energy and Environmental Protection and a safety or
23 training course in the use of pistols or revolvers conducted by an
24 instructor certified by the state or the National Rifle Association, [(2)]
25 (B) has been convicted of [(A)] (i) a felony, or [(B)] (ii) a misdemeanor
26 violation of section 21a-279 on or after October 1, 2015, or [(C)] (iii) a
27 misdemeanor violation of section 53a-58, 53a-61, 53a-61a, 53a-62, 53a-63,
28 53a-96, 53a-175, 53a-176, 53a-178 or 53a-181d during the preceding
29 twenty years, [(3)] (C) has been convicted as delinquent for the
30 commission of a serious juvenile offense, as defined in section 46b-120,
31 [(4)] (D) has been discharged from custody within the preceding twenty
32 years after having been found not guilty of a crime by reason of mental
33 disease or defect pursuant to section 53a-13, [(5) (A)] (E) (i) has been
34 confined in a hospital for persons with psychiatric disabilities, as
35 defined in section 17a-495, within the preceding sixty months by order
36 of a probate court, or [(B)] (ii) has been voluntarily admitted on or after
37 October 1, 2013, to a hospital for persons with psychiatric disabilities, as
38 defined in section 17a-495, within the preceding six months for care and
39 treatment of a psychiatric disability and not solely for being an alcohol-
40 dependent person or a drug-dependent person as those terms are
41 defined in section 17a-680, [(6)] (F) is subject to a restraining or
42 protective order issued by a court in a case involving the use, attempted
43 use or threatened use of physical force against another person, including
44 an ex parte order issued pursuant to section 46b-15 or 46b-16a, [(7)] (G)
45 is subject to a firearms seizure order issued prior to June 1, 2022,
46 pursuant to section 29-38c after notice and hearing, or a risk protection
47 order or risk protection investigation order issued on or after June 1,
48 2022, pursuant to section 29-38c, [(8)] (H) is prohibited from shipping,
49 transporting, possessing or receiving a firearm pursuant to 18 USC
50 922(g)(4), [(9)] (I) is an alien illegally or unlawfully in the United States,
51 or [(10)] (J) is less than twenty-one years of age. Nothing in this section
52 shall require any person who holds a valid permit to carry a pistol or
53 revolver on October 1, 1994, to participate in any additional training in
54 the safety and use of pistols and revolvers. No person may apply for a
55 temporary state permit to carry a pistol or revolver more than once

56 within any twelve-month period, and no temporary state permit to
57 carry a pistol or revolver shall be issued to any person who has applied
58 for such permit more than once within the preceding twelve months.
59 Any person who applies for a temporary state permit to carry a pistol or
60 revolver shall indicate in writing on the application, under penalty of
61 false statement in such manner as the issuing authority prescribes, that
62 such person has not applied for a temporary state permit to carry a pistol
63 or revolver within the past twelve months. Upon issuance of a
64 temporary state permit to carry a pistol or revolver to the applicant, the
65 local authority shall forward the original application to the
66 commissioner. Not later than sixty days after receiving a temporary
67 state permit, an applicant shall appear at a location designated by the
68 commissioner to receive the state permit. The commissioner may then
69 issue, to any holder of any temporary state permit, a state permit to carry
70 a pistol or revolver within the state.

71 (2) Upon the application of any person who (A) not more than thirty
72 days prior to the date of submission of such application, has retired in
73 good standing after serving as a peace officer, as defined in section 53a-
74 3, with a law enforcement unit, as defined in section 7-294a, for a period
75 of not less than ten continuous years, and (B) has a bona fide permanent
76 residence within the jurisdiction of any such authority, such chief of
77 police, warden or selectman shall issue a temporary state permit to such
78 person to carry a pistol or revolver within the state. Upon issuance of a
79 temporary state permit to carry a pistol or revolver to an applicant
80 under this subdivision, the local authority shall forward the original
81 application to the commissioner and the commissioner shall issue a state
82 permit to carry a pistol or revolver within the state. A permit issued
83 pursuant to this subdivision is subject to the provisions of section 29-30,
84 as amended by this act, and any permit holder seeking renewal shall
85 provide any information necessary to qualify for such renewal.

86 (3) Upon issuance of the state permit pursuant to this subsection, the
87 commissioner shall make available to the permit holder a copy of the
88 law regarding the permit holder's responsibility to report the loss or
89 theft of a firearm and the penalties associated with the failure to comply

90 with such law. Upon issuance of the state permit, the commissioner shall
91 forward a record of such permit to the local authority issuing the
92 temporary state permit. The commissioner shall retain records of all
93 applications, whether approved or denied. The copy of the state permit
94 delivered to the permittee shall be laminated and shall contain a full-
95 face photograph of such permittee. A person holding a state permit
96 issued pursuant to this subsection shall notify the issuing authority
97 within two business days of any change of such person's address. The
98 notification shall include the old address and the new address of such
99 person.

100 Sec. 2. Subsection (b) of section 29-28a of the general statutes is
101 repealed and the following is substituted in lieu thereof (*Effective July 1,*
102 *2022*):

103 (b) The local authority shall, not later than eight weeks after a
104 sufficient application for a temporary state permit has been made,
105 inform the applicant that such applicant's request for a temporary state
106 permit has been approved or denied. For an application described in
107 subdivision (2) of subsection (b) of section 29-28, as amended by this act,
108 the local authority shall immediately inform the applicant of the
109 approval of the request for a temporary state permit. The local authority
110 shall forward a copy of the application indicating approval or denial of
111 the temporary state permit to the Commissioner of Emergency Services
112 and Public Protection. If the local authority has denied the application
113 for a temporary state permit, no state permit may be issued. The
114 commissioner shall, not later than eight weeks after receiving an
115 application indicating approval from the local authority, inform the
116 applicant in writing that the applicant's application for a state permit
117 has been approved or denied, or that the results of the national criminal
118 history records check have not been received. For an application
119 described in subdivision (2) of subsection (b) of section 29-28, as
120 amended by this act, the commissioner shall immediately inform the
121 applicant of the approval of the request for a state permit. If grounds for
122 denial become known after a temporary state permit has been obtained,
123 the temporary state permit shall be immediately revoked pursuant to

124 section 29-32, as amended by this act.

125 Sec. 3. Section 29-29 of the general statutes is repealed and the
126 following is substituted in lieu thereof (*Effective July 1, 2022*):

127 (a) No temporary state permit for carrying any pistol or revolver shall
128 be issued under the provisions of subdivision (1) of subsection (b) of
129 section 29-28, as amended by this act, unless the applicant for such
130 permit gives to the local authority, upon its request, full information
131 concerning the applicant's criminal record. The local authority shall
132 require the applicant to submit to state and national criminal history
133 records checks. The local authority shall take a full description of such
134 applicant and make an investigation concerning the applicant's
135 suitability to carry any such weapons.

136 (b) The local authority shall take the fingerprints of such applicant or
137 conduct any other method of positive identification required by the
138 State Police Bureau of Identification or the Federal Bureau of
139 Investigation, unless the local authority determines that the fingerprints
140 of such applicant have been previously taken and the applicant's
141 identity established, and such applicant presents identification that the
142 local authority verifies as valid. The local authority shall record the date
143 the fingerprints were taken in the applicant's file and, within five
144 business days of such date, shall forward such fingerprints or other
145 positive identifying information to the State Police Bureau of
146 Identification which shall conduct criminal history records checks in
147 accordance with section 29-17a.

148 (c) The local authority may, in its discretion, issue a temporary state
149 permit before a national criminal history records check relative to such
150 applicant's record has been received. Upon receipt of the results of such
151 national criminal history records check, the commissioner shall send a
152 copy of the results of such national criminal history records check to the
153 local authority, which shall inform the applicant and render a decision
154 on the application within one week of the receipt of such results. If such
155 results have not been received within eight weeks after a sufficient
156 application for a permit has been made, the local authority shall inform

157 the applicant of such delay, in writing. No temporary state permit shall
158 be issued to such applicant if the local authority has reason to believe
159 the applicant has ever been convicted of a felony, or that any other
160 condition exists for which the issuance of a permit to such applicant for
161 possession of a pistol or revolver is prohibited under state or federal
162 law.

163 (d) The commissioner may investigate any applicant for a state
164 permit and shall investigate each applicant for renewal of a state permit
165 to ensure that such applicant is eligible under state law for such permit
166 or for renewal of such permit.

167 (e) [No] Except as provided in subdivision (2) of subsection (b) of
168 section 29-28, as amended by this act, no state permit may be issued
169 unless either the local authority or the commissioner has received the
170 results of the national criminal history records check.

171 Sec. 4. Subsection (a) of section 29-30 of the general statutes is
172 repealed and the following is substituted in lieu thereof (*Effective July 1,*
173 *2022*):

174 (a) The fee for each permit originally issued under the provisions of
175 subsection (a) of section 29-28, as amended by this act, for the sale at
176 retail of pistols and revolvers shall be two hundred dollars and for each
177 renewal of such permit two hundred dollars. The fee for each state
178 permit originally issued under the provisions of subdivision (1) of
179 subsection (b) of section 29-28, as amended by this act, for the carrying
180 of pistols and revolvers shall be one hundred forty dollars plus
181 sufficient funds as required to be transmitted to the Federal Bureau of
182 Investigation to cover the cost of a national criminal history records
183 check. The local authority shall forward sufficient funds for the national
184 criminal history records check to the commissioner no later than five
185 business days after receipt by the local authority of the application for
186 the temporary state permit. Seventy dollars shall be retained by the local
187 authority. Upon approval by the local authority of the application for a
188 temporary state permit under subdivision (1) of subsection (b) of section
189 29-28, as amended by this act, seventy dollars shall be sent to the

190 commissioner. The fee to renew each state permit originally issued
191 under the provisions of subdivision (1) or (2) of subsection (b) of section
192 29-28, as amended by this act, shall be seventy dollars. Upon deposit of
193 such fees in the General Fund, ten dollars of each fee shall be credited
194 within thirty days to the appropriation for the Department of
195 Emergency Services and Public Protection to a separate nonlapsing
196 account for the purposes of the issuance of permits under subsections
197 (a) and (b) of section 29-28, as amended by this act.

198 Sec. 5. Subsection (f) of section 29-30 of the general statutes is repealed
199 and the following is substituted in lieu thereof (*Effective July 1, 2022*):

200 (f) The issuing authority shall send a notice of the expiration of a state
201 permit to carry a pistol or revolver, issued pursuant to section 29-28, as
202 amended by this act, to the holder of such permit, by first class mail, not
203 less than ninety days before such expiration, and shall enclose with such
204 notice a form for the renewal of said state permit. The holder of such
205 permit may mail the form for renewal to the issuing authority and the
206 issuing authority shall accept such form as a valid application for
207 renewal, provided the holder (1) completed the form according to
208 instructions provided by the Department of Emergency Services and
209 Public Protection, (2) enclosed the appropriate fee to renew, in
210 accordance with subsection (a) of this section, (3) enclosed a copy of
211 proof of citizenship or legal residency of the holder, (4) enclosed a
212 photograph of the holder that is either notarized or date stamped, and
213 (5) is otherwise eligible for such permit pursuant to subdivision (1) of
214 subsection (b) of section 29-28, as amended by this act. A state permit to
215 carry a pistol or revolver, issued pursuant to section 29-28, as amended
216 by this act, shall be valid for a period of ninety days after the expiration
217 date, except this provision shall not apply to any state permit to carry a
218 pistol or revolver which has been revoked or for which revocation is
219 pending, pursuant to section 29-32, as amended by this act.

220 Sec. 6. Section 29-32 of the general statutes is repealed and the
221 following is substituted in lieu thereof (*Effective July 1, 2022*):

222 (a) For the purposes of this section, "conviction" means the entry of a

223 judgment of conviction by any court of competent jurisdiction.

224 (b) Any state permit or temporary state permit for the carrying of any
225 pistol or revolver may be revoked by the Commissioner of Emergency
226 Services and Public Protection for cause and shall be revoked by said
227 commissioner [upon conviction of the holder of such permit of a felony
228 or of any misdemeanor specified in subsection (b) of section 29-28 or]
229 upon the occurrence of any event [which would have disqualified the
230 holder from being issued the state permit or temporary state permit
231 pursuant to] described in subparagraphs (A) to (J), inclusive, of
232 subdivision (1) of subsection (b) of section 29-28, as amended by this act.
233 Upon the revocation of any state permit or temporary state permit, the
234 person whose state permit or temporary state permit is revoked shall be
235 notified in writing and such state permit or temporary state permit shall
236 be forthwith delivered to the commissioner. Any law enforcement
237 authority shall confiscate and immediately forward to the commissioner
238 any state permit or temporary state permit that is illegally possessed by
239 any person. The commissioner may revoke the state permit or
240 temporary state permit based upon the commissioner's own
241 investigation or upon the request of any law enforcement agency. Any
242 person who fails to surrender any permit within five days of notification
243 in writing of revocation thereof shall be guilty of a class A misdemeanor.

244 (c) Any local permit for the carrying of a pistol or revolver issued
245 prior to October 1, 2001, may be revoked by the authority issuing the
246 same for cause, and shall be revoked by the authority issuing the same
247 upon conviction of the holder of such permit of a felony or of any
248 misdemeanor specified in subsection (b) of section 29-28, as amended
249 by this act, or upon the occurrence of any event which would have
250 disqualified the holder from being issued such local permit. Upon the
251 revocation of any local permit, the person whose local permit is revoked
252 shall be notified in writing and such permit shall be forthwith delivered
253 to the authority issuing the same. Upon the revocation of any local
254 permit, the authority issuing the same shall forthwith notify the
255 commissioner. Upon the revocation of any permit issued by the
256 commissioner, the commissioner shall forthwith notify any local

257 authority which the records of the commissioner show as having issued
258 a currently valid local permit to the holder of the permit revoked by the
259 commissioner. Any person who fails to surrender such permit within
260 five days of notification in writing or revocation thereof shall be guilty
261 of a class A misdemeanor.

262 (d) If a state permit or temporary state permit for the carrying of any
263 pistol or revolver is revoked because the person holding such permit is
264 subject to an ex parte order issued pursuant to section 46b-15 or 46b-16a,
265 upon expiration of such order, such person may notify the Department
266 of Emergency Services and Public Protection that such order has
267 expired. Upon verification of such expiration and provided such person
268 is not otherwise disqualified from holding such permit pursuant to
269 subsection (b) of section 29-28, as amended by this act, the department
270 shall reinstate such permit.

This act shall take effect as follows and shall amend the following sections:		
Section 1	<i>July 1, 2022</i>	29-28(b)
Sec. 2	<i>July 1, 2022</i>	29-28a(b)
Sec. 3	<i>July 1, 2022</i>	29-29
Sec. 4	<i>July 1, 2022</i>	29-30(a)
Sec. 5	<i>July 1, 2022</i>	29-30(f)
Sec. 6	<i>July 1, 2022</i>	29-32