



General Assembly

January Session, 2023

Raised Bill No. 6839

LCO No. 5011



Referred to Committee on PUBLIC SAFETY AND SECURITY

Introduced by:
(PS)

AN ACT CONCERNING TEMPORARY STATE PERMITS TO CARRY A PISTOL OR REVOLVER ISSUED BY TRIBAL POLICE DEPARTMENTS.

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 general statutes is
2 repealed and the following is substituted in lieu thereof (*Effective July 1,*
3 *2023*):

4 (b) Upon the application of any person having a bona fide permanent
5 residence within the jurisdiction of any such authority, such chief of
6 police or, where there is no chief of police, such chief executive officer
7 or designated resident state trooper or state police officer, as applicable,
8 may issue a temporary state permit to such person to carry a pistol or
9 revolver within the state, provided such authority shall find that such
10 applicant intends to make no use of any pistol or revolver which such
11 applicant may be permitted to carry under such permit other than a
12 lawful use and that such person is a suitable person to receive such
13 permit. If the applicant has a bona fide permanent residence within the
14 jurisdiction of any federally recognized Native American tribe within
15 the borders of the state, and such tribe has a law enforcement unit, as

16 defined in section 7-294a, that accepts applications for temporary state
17 permits, the chief of police of such law enforcement unit may issue a
18 temporary state permit to such person pursuant to the provisions of this
19 subsection, and [any] no chief of police of any other law enforcement
20 unit, [having jurisdiction over an area containing such person's bona
21 fide permanent residence shall not] and no other chief executive officer
22 or designated resident state trooper or state police officer, having
23 jurisdiction over such area shall issue such temporary state permit [if
24 such tribal law enforcement unit accepts applications for temporary
25 state permits] to such person. No state or temporary state permit to carry
26 a pistol or revolver shall be issued under this subsection if the applicant
27 (1) has failed to successfully complete a course approved by the
28 Commissioner of Emergency Services and Public Protection in the
29 safety and use of pistols and revolvers including, but not limited to, a
30 safety or training course in the use of pistols and revolvers available to
31 the public offered by a law enforcement agency, a private or public
32 educational institution or a firearms training school, utilizing instructors
33 certified by the National Rifle Association or the Department of Energy
34 and Environmental Protection and a safety or training course in the use
35 of pistols or revolvers conducted by an instructor certified by the state
36 or the National Rifle Association, (2) has been convicted of (A) a felony,
37 or (B) a misdemeanor violation of section 21a-279 on or after October 1,
38 2015, or (C) a misdemeanor violation of section 53a-58, 53a-61, 53a-61a,
39 53a-62, 53a-63, 53a-96, 53a-175, 53a-176, 53a-178 or 53a-181d during the
40 preceding twenty years, (3) has been convicted as delinquent for the
41 commission of a serious juvenile offense, as defined in section 46b-120,
42 (4) has been discharged from custody within the preceding twenty years
43 after having been found not guilty of a crime by reason of mental disease
44 or defect pursuant to section 53a-13, (5) (A) has been confined in a
45 hospital for persons with psychiatric disabilities, as defined in section
46 17a-495, within the preceding sixty months by order of a probate court,
47 or (B) has been voluntarily admitted on or after October 1, 2013, to a
48 hospital for persons with psychiatric disabilities, as defined in section
49 17a-495, within the preceding six months for care and treatment of a
50 psychiatric disability and not solely for being an alcohol-dependent

51 person or a drug-dependent person, as those terms are defined in
52 section 17a-680, (6) is subject to a restraining or protective order issued
53 by a court in a case involving the use, attempted use or threatened use
54 of physical force against another person, including an ex parte order
55 issued pursuant to section 46b-15 or 46b-16a, (7) is subject to a firearms
56 seizure order issued prior to June 1, 2022, pursuant to section 29-38c
57 after notice and hearing, or a risk protection order or risk protection
58 investigation order issued on or after June 1, 2022, pursuant to section
59 29-38c, (8) is prohibited from shipping, transporting, possessing or
60 receiving a firearm pursuant to 18 USC 922(g)(4), (9) is an alien illegally
61 or unlawfully in the United States, or (10) is less than twenty-one years
62 of age. Nothing in this section shall require any person who holds a
63 valid permit to carry a pistol or revolver on October 1, 1994, to
64 participate in any additional training in the safety and use of pistols and
65 revolvers. No person may apply for a temporary state permit to carry a
66 pistol or revolver more than once within any twelve-month period, and
67 no temporary state permit to carry a pistol or revolver shall be issued to
68 any person who has applied for such permit more than once within the
69 preceding twelve months. Any person who applies for a temporary state
70 permit to carry a pistol or revolver shall indicate in writing on the
71 application, under penalty of false statement in such manner as the
72 issuing authority prescribes, that such person has not applied for a
73 temporary state permit to carry a pistol or revolver within the past
74 twelve months. Upon issuance of a temporary state permit to carry a
75 pistol or revolver to the applicant, the local authority shall forward the
76 original application to the commissioner. Not later than sixty days after
77 receiving a temporary state permit, an applicant shall appear at a
78 location designated by the commissioner to receive the state permit. The
79 commissioner may then issue, to any holder of any temporary state
80 permit, a state permit to carry a pistol or revolver within the state. Upon
81 issuance of the state permit, the commissioner shall make available to
82 the permit holder a copy of the law regarding the permit holder's
83 responsibility to report the loss or theft of a firearm and the penalties
84 associated with the failure to comply with such law. Upon issuance of
85 the state permit, the commissioner shall forward a record of such permit

86 to the local authority issuing the temporary state permit. The
87 commissioner shall retain records of all applications, whether approved
88 or denied. The copy of the state permit delivered to the permittee shall
89 be laminated and shall contain a full-face photograph of such permittee.
90 A person holding a state permit issued pursuant to this subsection shall
91 notify the issuing authority within two business days of any change of
92 such person's address. The notification shall include the old address and
93 the new address of such person.

This act shall take effect as follows and shall amend the following sections:		
Section 1	<i>July 1, 2023</i>	29-28(b)

Statement of Purpose:

To clarify a provision related to the ability of tribal police departments to issue temporary state permits to carry a pistol or revolver.

[Proposed deletions are enclosed in brackets. Proposed additions are indicated by underline, except that when the entire text of a bill or resolution or a section of a bill or resolution is new, it is not underlined.]