

General Assembly

Raised Bill No. 7056

January Session, 2025

LCO No. 5133



Referred to Committee on PUBLIC SAFETY AND SECURITY

Introduced by: (PS)

AN ACT CONCERNING PERMITS TO CARRY A PISTOL OR REVOLVER AND FIREARM TRANSFERS.

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

- Section 1. Section 29-28 of the general statutes is repealed and the following is substituted in lieu thereof (*Effective October 1, 2025*):
- (a) (1) No person who sells ten or more firearms in a calendar year or
 is a federally licensed firearm dealer shall advertise, sell, deliver, or offer
 or expose for sale or delivery, or have in such person's possession with
 intent to sell or deliver, any pistol or revolver at retail without having a
 permit therefor issued as provided in this subsection.
- 8 (2) The chief of police or, where there is no chief of police, the [chief 9 executive officer, as defined in section 7-193, of the municipality, as 10 defined in section 7-148] Commissioner of Emergency Services and 11 <u>Public Protection</u>, or, if designated by [such] the chief executive officer, as defined in section 7-193, of the municipality, as defined in section 7-12 13 148, the resident state trooper serving such municipality or a state police 14 officer of the state police troop having jurisdiction over such 15 municipality, may, upon the application of any person, issue a permit

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in such form as may be prescribed by [the Commissioner of Emergency Services and Public Protection] the commissioner for the sale at retail of firearms within the jurisdiction of the authority issuing such permit. No permit for the sale at retail of firearms shall be issued unless the applicant holds a valid eligibility certificate for a pistol or revolver issued pursuant to section 29-36f or a valid state permit to carry a pistol or revolver issued pursuant to subsection (b) of this section; and the applicant submits documentation sufficient to establish that local zoning requirements have been met for the location where the sale is to take place, except that any person selling or exchanging a pistol or revolver for the enhancement of a personal collection or for a hobby or who sells all or part of such person's personal collection of pistols or revolvers shall not be required to submit such documentation for the location where the sale or exchange is to take place.

 (3) Any person holding a valid permit for the sale at retail of pistols or revolvers issued on or before September 30, 2023, shall be deemed to be a holder of a valid permit for the sale at retail of firearms until such permit for the sale at retail of pistols or revolvers expires or is revoked, suspended, confiscated or surrendered. The holder of such permit may renew such permit as a permit for the sale at retail of firearms pursuant to section 29-30.

(b) Upon the application of any person having a bona fide permanent residence within the jurisdiction of any such authority, such chief of police or, where there is no chief of police, [such chief executive officer, as defined in section 7-193] the Commissioner of Emergency Services and Public Protection, or, if designated by [such] the chief executive officer, as defined in section 7-193, a resident state trooper or state police officer, as applicable, may issue a temporary state permit to such person to carry a pistol or revolver within the state, provided such authority shall find that such applicant intends to make no use of any pistol or revolver which such applicant may be permitted to carry under such permit other than a lawful use and that such person is a suitable person to receive such permit. Such applicant shall submit to a state and

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national criminal history records check in accordance with section 29-17a. If the applicant has a bona fide permanent residence within the jurisdiction of any federally recognized Native American tribe within the borders of the state, and such tribe has a law enforcement unit, as defined in section 7-294a, the chief of police of such law enforcement unit may issue a temporary state permit to such person pursuant to the provisions of this subsection, and any chief of police of any other law enforcement unit having jurisdiction over an area containing such person's bona fide permanent residence shall not issue such temporary state permit if such tribal law enforcement unit accepts applications for temporary state permits. Such applicant shall submit to a state and national criminal history records check in accordance with section 29-17a. No state or temporary state permit to carry a pistol or revolver shall be issued under this subsection if the applicant: (1) (A) For any application filed prior to July 1, 2024, has failed to successfully complete a course approved by the Commissioner of Emergency Services and Public Protection in the safety and use of pistols and revolvers including, but not limited to, a safety or training course in the use of pistols and revolvers available to the public offered by a law enforcement agency, a private or public educational institution or a firearms training school, utilizing instructors certified by the National Rifle Association or the Department of Energy and Environmental Protection and a safety or training course in the use of pistols or revolvers conducted by an instructor certified by the state or the National Rifle Association, and (B) for any application filed on or after July 1, 2024, has failed to successfully complete, not earlier than two years prior to the submission of such application, a course approved by the Commissioner of Emergency Services and Public Protection in the safety and use of firearms, which courses may include those certified by the National Rifle Association or other organizations, conducted by an instructor certified by the National Rifle Association or by the state, provided any such course includes instruction in state law requirements pertaining to safe storage in the home and in vehicles, lawful use of firearms and lawful carrying of firearms in public. Any person wishing

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to provide such course, may apply in the form and manner prescribed by the commissioner. The commissioner shall approve or deny any application for provision of such a course not later than July 1, 2024, in the case of an application submitted before October 1, 2023; (2) has been convicted of (A) a felony, (B) a misdemeanor violation of section 21a-279 on or after October 1, 2015, or (C) a misdemeanor violation of section 53a-58, 53a-61, 53a-61a, 53a-62, 53a-63, 53a-96, 53a-175, 53a-176, 53a-178 or 53a-181d during the preceding twenty years or a misdemeanor violation of any law of this state that has been designated as a family violence crime pursuant to section 46b-38h; (3) has been convicted as delinquent for the commission of a serious juvenile offense, as defined in section 46b-120; (4) has been discharged from custody within the preceding twenty years after having been found not guilty of a crime by reason of mental disease or defect pursuant to section 53a-13; (5) (A) has been confined in a hospital for persons with psychiatric disabilities, as defined in section 17a-495, within the preceding sixty months by order of a probate court, or (B) has been voluntarily admitted on or after October 1, 2013, or has been committed under an emergency certificate pursuant to section 17a-502 on or after October 1, 2023, to a hospital for persons with psychiatric disabilities, as defined in section 17a-495, within the preceding six months for care and treatment of a psychiatric disability and not solely for being an alcohol-dependent person or a drug-dependent person, as those terms are defined in section 17a-680; (6) is subject to a restraining or protective order issued by a court in a case involving the use, attempted use or threatened use of physical force against another person, including an ex parte order issued pursuant to section 46b-15 or 46b-16a; (7) is subject to a firearms seizure order issued prior to June 1, 2022, pursuant to section 29-38c after notice and hearing, or a risk protection order or risk protection investigation order issued on or after June 1, 2022, pursuant to section 29-38c; (8) is prohibited from shipping, transporting, possessing or receiving a firearm pursuant to 18 USC 922(g)(2), (g)(4) or (g)(9); (9) is an alien illegally or unlawfully in the United States; or (10) is less than twenty-one years of age. Nothing in this section shall require any person who holds a valid permit to carry

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a pistol or revolver on July 1, 2024, to participate in any additional training in the safety and use of pistols and revolvers. No person may apply for a temporary state permit to carry a pistol or revolver more than once within any twelve-month period, and no temporary state permit to carry a pistol or revolver shall be issued to any person who has applied for such permit more than once within the preceding twelve months. Any person who applies for a temporary state permit to carry a pistol or revolver shall indicate in writing on the application, under penalty of false statement in such manner as the issuing authority prescribes, that such person has not applied for a temporary state permit to carry a pistol or revolver within the past twelve months. Upon issuance of a temporary state permit to carry a pistol or revolver to the applicant, the local authority, or the chief of police of a law enforcement unit of any federally recognized Native American tribe within the borders of the state as referenced in this subsection, shall forward the original application to the commissioner, unless the applicant applied directly to the commissioner. Not later than sixty days after receiving a temporary state permit, an applicant shall appear at a location designated by the commissioner to receive the state permit. The commissioner may then issue, to any holder of any temporary state permit, a state permit to carry a pistol or revolver within the state. Upon issuance of the state permit, the commissioner shall make available to the permit holder a copy of the law regarding the permit holder's responsibility to report the loss or theft of a firearm and the penalties associated with the failure to comply with such law. Upon issuance of the state permit, the commissioner shall forward a record of such permit to the local authority, or the chief of police of a law enforcement unit of any federally recognized Native American tribe within the borders of the state as referenced in this subsection, issuing the temporary state permit. The commissioner shall retain records of all applications, whether approved or denied. The copy of the state permit delivered to the permittee shall be laminated and shall contain a full-face photograph of such permittee. A person holding a state permit issued pursuant to this subsection shall notify the issuing authority within two business

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days of any change of such person's address. The notification shall include the old address and the new address of such person.

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- (c) No issuing authority may require any sworn member of the Department of Emergency Services and Public Protection or an organized local police department to furnish such sworn member's residence address in a permit application. The issuing authority shall allow each such sworn member who has a permit to carry a pistol or revolver issued by such authority to revise such member's application to include a business or post office address in lieu of the residence address. The issuing authority shall notify each such member of the right to revise such application.
- (d) Notwithstanding the provisions of sections 1-210 and 1-211, the name and address of a person issued a permit to sell firearms at retail pursuant to subsection (a) of this section or a state or a temporary state permit to carry a pistol or revolver pursuant to subsection (b) of this section, or a local permit to carry pistols and revolvers issued by local authorities prior to October 1, 2001, shall be confidential and shall not be disclosed, except (1) such information may be disclosed to law enforcement officials acting in the performance of their duties, including, but not limited to, employees of the United States Probation Office acting in the performance of their duties and parole officers within the Department of Correction acting in the performance of their duties, (2) the issuing authority may disclose such information to the extent necessary to comply with a request made pursuant to section 29-33, as amended by this act, 29-37a or 29-38m for verification that such state or temporary state permit is still valid and has not been suspended or revoked, and the local authority may disclose such information to the extent necessary to comply with a request made pursuant to section 29-33, as amended by this act, 29-37a or 29-38m for verification that a local permit is still valid and has not been suspended or revoked, and (3) such information may be disclosed to the Commissioner of Mental Health and Addiction Services to carry out the provisions of subsection (c) of section 17a-500.

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(e) The issuance of any permit to carry a pistol or revolver does not thereby authorize the possession or carrying of a pistol or revolver in any premises where the possession or carrying of a pistol or revolver is otherwise prohibited by law or is prohibited by the person who owns or exercises control over such premises.

- (f) Any bona fide resident of the United States having no bona fide permanent residence within the jurisdiction of any local authority in the state, but who has a permit or license to carry a pistol or revolver issued by the authority of another state or subdivision of the United States, may apply directly to the Commissioner of Emergency Services and Public Protection for a permit to carry a pistol or revolver in this state. All provisions of subsections (b), (c), (d) and (e) of this section shall apply to applications for a permit received by the commissioner under this subsection. Such applicant shall submit to a state and national criminal history records check in accordance with section 29-17a.
- Sec. 2. Section 29-28a of the general statutes is repealed and the following is substituted in lieu thereof (*Effective October 1, 2025*):
- (a) Requests for temporary state permits under section 29-28, as amended by this act, shall be submitted to the chief of police, the chief of police of a law enforcement unit of any federally recognized Native American tribe within the borders of the state as referenced in subsection (b) of section 29-28, as amended by this act, or, where there is no chief of police, to the [chief executive officer, as defined in section 7-193, of the municipality, as defined in section 7-148] Commissioner of Emergency Services and Public Protection, or, if designated by [such] the chief executive officer, as defined in section 7-193, of the municipality, as defined in section 7-148, the resident state trooper serving such municipality or a state police officer of the state police troop having jurisdiction over such municipality, on application forms prescribed by the Commissioner of Emergency Services and Public Protection. Upon written request by any person for a temporary state permit not on a prescribed application form, or upon request by any

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shall supply such forms. When any such request is made in person at the office of the local authority <u>or the commissioner</u>, the local authority,

referenced in subsection (b) of section 29-28, as amended by this act,

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222 <u>the commissioner</u> or the chief of police of a law enforcement unit of any

federally recognized Native American tribe within the borders of the

state as referenced in subsection (b) of section 29-28, as amended by this

225 <u>act</u>, shall supply such application form immediately. When any such

request is made in any other manner, the local authority, the commissioner or the chief of police of a law enforcement unit of any

<u>commissioner</u> or the chief of police of a law enforcement unit of any federally recognized Native American tribe within the borders of the

state as referenced in subsection (b) of section 29-28, as amended by this

230 act, shall supply such application form not later than one week after

receiving such request. If such application form is not supplied within

232 the time limits required by this section, the request therefor shall

constitute a sufficient application. If any local authority, or the chief of

234 police of a law enforcement unit of any federally recognized Native

235 American tribe within the borders of the state as referenced in

subsection (b) of section 29-28, as amended by this act, fails to supply an

237 application form upon the request of any person, such person may

238 request an application form from the Commissioner of Emergency

239 Services and Public Protection or any barracks of the Division of State

Police, and the time limits and procedures set forth in this section for

241 handling requests for such forms shall be applicable.

(b) (1) The local authority, the commissioner or the chief of police of a law enforcement unit of any federally recognized Native American tribe within the borders of the state as referenced in subsection (b) of section 29-28, as amended by this act, shall, not later than eight weeks after a sufficient application for a temporary state permit has been made, inform the applicant that such applicant's request for a temporary state permit has been approved or denied, and if denied, supply to the

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applicant a detailed written reason for such denial. [The] If the application was made to a local authority, or the chief of police of a law enforcement unit of any federally recognized Native American tribe within the borders of the state as referenced in subsection (b) of section 29-28, as amended by this act, such local authority or such chief shall forward a copy of the application indicating approval or denial of the temporary state permit to the Commissioner of Emergency Services and Public Protection. If the local authority, the commissioner or the chief of police of a law enforcement unit of any federally recognized Native American tribe within the borders of the state as referenced in subsection (b) of section 29-28, as amended by this act, has denied the application for a temporary state permit, no state permit may be issued. If the local authority or the commissioner has failed to expressly deny the application or issue a temporary state permit during the eight-week period following the submission of such application, upon presentation by the applicant of an affidavit attesting to such failure to expressly deny the application at least (A) thirty-two weeks, in the case of an application filed on or before March 30, 2024, and (B) sixteen weeks, in the case of an application filed on or after April 1, 2024, after submission of such application, the commissioner shall accept such affidavit in lieu of a temporary state permit and, if the application was made to the local authority, notify the local authority immediately of the receipt of such affidavit. The commissioner shall, not later than eight weeks after approving an application or receiving an application indicating approval from the local authority, or the chief of police of a law enforcement unit of any federally recognized Native American tribe within the borders of the state as referenced in subsection (b) of section 29-28, as amended by this act, or an affidavit attesting to a failure to expressly deny the application, inform the applicant in detailed writing that the applicant's application for a state permit has been approved or denied, or that the results of the national criminal history records check have not been received. If grounds for denial become known after a temporary state permit has been obtained, the temporary state permit shall be immediately revoked pursuant to section 29-32. The failure of

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the issuing authority to complete the review of an application for a temporary state permit shall not be grounds for the commissioner to deny issuance of a state permit.

- (2) Notwithstanding subparagraph (B) of subdivision (1) of this subsection, during a major disaster or an emergency declaration by the President of the United States, or an emergency declaration issued by the Governor due to any disease epidemic, public health emergency or natural disaster impacting a local authority, the Commissioner of Emergency Services and Public Protection shall not accept any affidavit filed under subdivision (1) of this subsection until thirty-two weeks have passed since submission of the application for a temporary state permit.
- Sec. 3. Subsection (f) of section 29-33 of the general statutes is repealed and the following is substituted in lieu thereof (*Effective October 1*, 2025):
 - (f) (1) The Commissioner of Emergency Services and Public Protection shall not issue more than three authorization numbers for sale at retail of a pistol or revolver to any transferee within a thirty-day period, except that if such transferee is certified as a firearms instructor by the state pursuant to section 29-28, as amended by this act, or the National Rifle Association, said commissioner shall not issue more than six authorization numbers within a thirty-day period.
 - (2) No authorization number issued for any of the following purposes shall count toward the limits in subdivision (1) of this subsection: (A) Any firearm transferred to a federal, state or municipal law enforcement agency, or any firearm legally transferred under the provisions of section 29-36k, (B) the exchange of a pistol or revolver purchased by an individual from a federally licensed firearm dealer for another pistol or revolver from the same federally licensed firearm dealer not later than thirty days after the original transaction, provided the federally licensed firearm dealer reports the transaction to the Commissioner of Emergency Services and Public Protection, (C) as otherwise provided in

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314 subsection (h) or (i) of this section, [or] (D) a transfer to a museum at a fixed location that is open to the public and displays firearms as part of 315 an educational mission, or (E) any firearm transferred to a defense 316 contractor, as defined in section 31-362g, manufacturer of nuclear-317 318 powered submarines, aerospace company or nuclear power generating 319 facility pursuant to an agreement with a federal agency or applicable federal regulations for the purpose of training armed security force 320 321 personnel or providing or maintaining an armed security force.

This act shall take effect as follows and shall amend the following		
sections:		
Section 1	October 1, 2025	29-28
Sec. 2	October 1, 2025	29-28a
Sec. 3	October 1, 2025	29-33(f)

Statement of Purpose:

To (1) modify statutory provisions concerning permits to carry a pistol or revolver by replacing references to the chief executive officer of the municipality with references to the Commissioner of Emergency Services and Public Protection, and (2) establish that no authorization number for sale at retail of a pistol or revolver shall count toward the limits for any firearm transferred to a defense contractor, manufacturer of nuclear-powered submarines, aerospace company or nuclear power generating facility pursuant to an agreement with a federal agency or applicable federal regulations for the purpose of training armed security force personnel or providing or maintaining an armed security force.

[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.]

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