



General Assembly

Substitute Bill No. 7219

January Session, 2019



AN ACT CONCERNING GHOST GUNS.

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

1 Section 1. Section 29-36 of the general statutes is repealed and the
2 following is substituted in lieu thereof (*Effective October 1, 2019*):

3 (a) No person shall complete the manufacture of a firearm without
4 (1) obtaining a unique serial number or other mark of identification
5 from the Department of Emergency Services and Public Protection
6 pursuant to section 2 of this act, and (2) engraving upon or
7 permanently affixing to the firearm such serial number or other mark
8 in a manner that conforms with the requirements imposed on licensed
9 importers and licensed manufacturers of firearms pursuant to 18 USC
10 923(i), as amended from time to time, and any regulation adopted
11 thereunder.

12 (b) No individual shall manufacture any firearm from polymer
13 plastic that, after removal of grips, stocks and magazines, is not as
14 detectible as the Security Exemplar, by walk-through metal detectors
15 calibrated and operated to detect the Security Exemplar. For purposes
16 of this subsection, "firearm" does not include the frame or receiver of
17 any such weapon and "Security Exemplar" means an object that is (1)
18 constructed of 3.7 ounces of material type 17-4 PH stainless steel, in a
19 shape resembling a handgun, or such lesser amount of material which

20 the Attorney General of the United States determines is detectable in
21 view of advances in state-of-the-art developments in weapons
22 detection technology, and (2) suitable for testing and calibrating metal
23 detectors.

24 (c) Not later than thirty days after a person completes manufacture
25 of a firearm pursuant to this section, such person shall notify the
26 Department of Emergency Services and Public Protection of such
27 manufacture and provide any identifying information to the
28 department concerning the firearm and the owner of such firearm, in a
29 manner prescribed by the Commissioner of Emergency Services and
30 Public Protection.

31 [(a)] (d) No person shall remove, deface, alter or obliterate the name
32 of any maker or model or any maker's number, unique serial number
33 or other mark of identification on any firearm. [as defined in section
34 53a-3.] The possession of any firearm upon which any identifying
35 mark, number or name has been removed, defaced, altered or
36 obliterated shall be prima facie evidence that the person owning or in
37 possession of such firearm has removed, defaced, altered or obliterated
38 the same.

39 (e) No person shall transfer to another person any firearm
40 manufactured as described in this section, except as provided in
41 subdivision (3) of subsection (f) of this section.

42 (f) The provisions of this section shall not apply to (1) manufacture
43 of firearms by a federally licensed firearm manufacturer, (2) any
44 antique firearm, as defined in 18 USC 921, as amended from time to
45 time, or (3) delivery or transfer of a firearm to a law enforcement
46 agency. Any firearm delivered or transferred to a law enforcement
47 agency pursuant to this subsection shall be destroyed by the law
48 enforcement agency.

49 (g) No person shall facilitate, aid or abet the manufacture of a
50 firearm (1) by a person or for a person who is otherwise prohibited by

51 law from purchasing or possessing a firearm, or (2) that a person is
 52 otherwise prohibited by law from purchasing or possessing.

53 [(b)] (h) Any person who violates any provision of this section shall
 54 be guilty of a class C felony for which two years of the sentence
 55 imposed may not be suspended or reduced by the court, and five
 56 thousand dollars of the fine imposed may not be remitted or reduced
 57 by the court unless the court states on the record its reasons for
 58 remitting or reducing such fine, and any firearm found in the
 59 possession of any person in violation of said provision shall be
 60 forfeited.

61 (i) For purposes of this section, "manufacture " means to fabricate or
 62 construct a firearm including the initial assembly, "firearm" means
 63 firearm, as defined in section 53a-3, and "law enforcement agency"
 64 means law enforcement agency, as defined in section 29-1i.

65 Sec. 2. (NEW) (*Effective from passage*) Not later than October 1, 2019,
 66 the Department of Emergency Services and Public Protection shall
 67 develop and maintain a system to distribute a unique serial number or
 68 other mark of identification to any individual requesting such number
 69 or mark in accordance with section 29-36 of the general statutes, as
 70 amended by this act. The department shall maintain identifying
 71 information of the individual requesting the number or mark and of
 72 the firearm for which each such number or mark is requested.

This act shall take effect as follows and shall amend the following sections:		
Section 1	<i>October 1, 2019</i>	29-36
Sec. 2	<i>from passage</i>	New section

Statement of Legislative Commissioners:

In Section 1(b), "Attorney General" was changed to "Attorney General of the United States" for clarity and to conform with 18 USC 922(p).

JUD *Joint Favorable Subst.*

