



General Assembly

February Session, 2022

Raised Bill No. 5306

LCO No. 2506



Referred to Committee on PUBLIC SAFETY AND SECURITY

Introduced by:
(PS)

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3 repealed and the following is substituted in lieu thereof (*Effective July 1,*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 the application of any person having a bona fide
6 permanent residence within the jurisdiction of any such authority, such
7 chief of police, warden or selectman may issue a temporary state permit
8 to such person to carry a pistol or revolver within the state, provided
9 such authority shall find that such applicant intends to make no use of
10 any pistol or revolver which such applicant may be permitted to carry
11 under such permit other than a lawful use and that such person is a
12 suitable person to receive such permit, except as provided in
13 subdivision (2) of this subsection. No state or temporary state permit to
14 carry a pistol or revolver shall be issued under this [subsection]

15 subdivision if the applicant [(1)] (A) has failed to successfully complete
16 a course approved by the Commissioner of Emergency Services and
17 Public Protection in the safety and use of pistols and revolvers
18 including, but not limited to, a safety or training course in the use of
19 pistols and revolvers available to the public offered by a law
20 enforcement agency, a private or public educational institution or a
21 firearms training school, utilizing instructors certified by the National
22 Rifle Association or the Department of Energy and Environmental
23 Protection and a safety or training course in the use of pistols or
24 revolvers conducted by an instructor certified by the state or the
25 National Rifle Association, [(2)] (B) has been convicted of [(A)] (i) a
26 felony, or [(B)] (ii) a misdemeanor violation of section 21a-279 on or after
27 October 1, 2015, or [(C)] (iii) a misdemeanor violation of section 53a-58,
28 53a-61, 53a-61a, 53a-62, 53a-63, 53a-96, 53a-175, 53a-176, 53a-178 or 53a-
29 181d during the preceding twenty years, [(3)] (C) has been convicted as
30 delinquent for the commission of a serious juvenile offense, as defined
31 in section 46b-120, [(4)] (D) has been discharged from custody within the
32 preceding twenty years after having been found not guilty of a crime by
33 reason of mental disease or defect pursuant to section 53a-13, [(5)] (A)
34 (E) (i) has been confined in a hospital for persons with psychiatric
35 disabilities, as defined in section 17a-495, within the preceding sixty
36 months by order of a probate court, or [(B)] (ii) has been voluntarily
37 admitted on or after October 1, 2013, to a hospital for persons with
38 psychiatric disabilities, as defined in section 17a-495, within the
39 preceding six months for care and treatment of a psychiatric disability
40 and not solely for being an alcohol-dependent person or a drug-
41 dependent person as those terms are defined in section 17a-680, [(6)] (F)
42 is subject to a restraining or protective order issued by a court in a case
43 involving the use, attempted use or threatened use of physical force
44 against another person, including an ex parte order issued pursuant to
45 section 46b-15 or 46b-16a, [(7)] (G) is subject to a firearms seizure order
46 issued prior to June 1, 2022, pursuant to section 29-38c after notice and
47 hearing, or a risk protection order or risk protection investigation order
48 issued on or after June 1, 2022, pursuant to section 29-38c, [(8)] (H) is
49 prohibited from shipping, transporting, possessing or receiving a

50 firearm pursuant to 18 USC 922(g)(4), [(9)] (I) is an alien illegally or
51 unlawfully in the United States, or [(10)] (I) is less than twenty-one years
52 of age. Nothing in this section shall require any person who holds a
53 valid permit to carry a pistol or revolver on October 1, 1994, to
54 participate in any additional training in the safety and use of pistols and
55 revolvers. No person may apply for a temporary state permit to carry a
56 pistol or revolver more than once within any twelve-month period, and
57 no temporary state permit to carry a pistol or revolver shall be issued to
58 any person who has applied for such permit more than once within the
59 preceding twelve months. Any person who applies for a temporary state
60 permit to carry a pistol or revolver shall indicate in writing on the
61 application, under penalty of false statement in such manner as the
62 issuing authority prescribes, that such person has not applied for a
63 temporary state permit to carry a pistol or revolver within the past
64 twelve months. Upon issuance of a temporary state permit to carry a
65 pistol or revolver to the applicant, the local authority shall forward the
66 original application to the commissioner. Not later than sixty days after
67 receiving a temporary state permit, an applicant shall appear at a
68 location designated by the commissioner to receive the state permit,
69 unless the state permit is issued under subdivision (2) of this subsection.
70 The commissioner may then issue, to any holder of any temporary state
71 permit, a state permit to carry a pistol or revolver within the state, unless
72 the state permit is issued under subdivision (2) of this subsection. Upon
73 issuance of the state permit, the commissioner shall make available to
74 the permit holder a copy of the law regarding the permit holder's
75 responsibility to report the loss or theft of a firearm and the penalties
76 associated with the failure to comply with such law. Upon issuance of
77 the state permit, the commissioner shall forward a record of such permit
78 to the local authority issuing the temporary state permit. The
79 commissioner shall retain records of all applications, whether approved
80 or denied. The copy of the state permit delivered to the permittee shall
81 be laminated and shall contain a full-face photograph of such permittee.
82 A person holding a state permit issued pursuant to this subsection shall
83 notify the issuing authority within two business days of any change of
84 such person's address. The notification shall include the old address and

85 the new address of such person.

86 (2) Notwithstanding the provisions of subdivision (1) of this
87 subsection, upon receipt of an application pursuant to subdivision (1) of
88 this subsection from a person who has retired in good standing after
89 serving as a peace officer, as defined in section 53a-3, with a law
90 enforcement unit, as defined in section 7-294a, for a period of not less
91 than ten continuous years:

92 (A) The local authority shall issue such person a temporary state
93 permit to carry a pistol or revolver within the state; and

94 (B) The commissioner shall issue a state permit to carry a pistol or
95 revolver within the state.

96 Sec. 2. Subsection (b) of section 29-28a of the general statutes is
97 repealed and the following is substituted in lieu thereof (*Effective July 1,*
98 *2022*):

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

117 applicant of the approval of the request for a state permit. If grounds for
118 denial become known after a temporary state permit has been obtained,
119 the temporary state permit shall be immediately revoked pursuant to
120 section 29-32.

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

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

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

144 (c) The local authority may, in its discretion, issue a temporary state
145 permit before a national criminal history records check relative to such
146 applicant's record has been received. Upon receipt of the results of such
147 national criminal history records check, the commissioner shall send a
148 copy of the results of such national criminal history records check to the

149 local authority, which shall inform the applicant and render a decision
150 on the application within one week of the receipt of such results. If such
151 results have not been received within eight weeks after a sufficient
152 application for a permit has been made, the local authority shall inform
153 the applicant of such delay, in writing. No temporary state permit shall
154 be issued to such applicant if the local authority has reason to believe
155 the applicant has ever been convicted of a felony, or that any other
156 condition exists for which the issuance of a permit to such applicant for
157 possession of a pistol or revolver is prohibited under state or federal
158 law.

159 (d) The commissioner may investigate any applicant for a state
160 permit and shall investigate each applicant for renewal of a state permit
161 to ensure that such applicant is eligible under state law for such permit
162 or for renewal of such permit.

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

167 Sec. 4. Subsection (a) of section 29-30 of the general statutes is
168 repealed and the following is substituted in lieu thereof (*Effective July 1,*
169 *2022*):

170 (a) The fee for each permit originally issued under the provisions of
171 subsection (a) of section 29-28, as amended by this act, for the sale at
172 retail of pistols and revolvers shall be two hundred dollars and for each
173 renewal of such permit two hundred dollars. The fee for each state
174 permit originally issued under the provisions of subdivision (1) of
175 subsection (b) of section 29-28, as amended by this act, for the carrying
176 of pistols and revolvers shall be one hundred forty dollars plus
177 sufficient funds as required to be transmitted to the Federal Bureau of
178 Investigation to cover the cost of a national criminal history records
179 check. The local authority shall forward sufficient funds for the national
180 criminal history records check to the commissioner no later than five

181 business days after receipt by the local authority of the application for
182 the temporary state permit. Seventy dollars shall be retained by the local
183 authority. Upon approval by the local authority of the application for a
184 temporary state permit under subdivision (1) of subsection (b) of section
185 29-28, as amended by this act, seventy dollars shall be sent to the
186 commissioner. The fee to renew each state permit originally issued
187 under the provisions of subsection (b) of section 29-28, as amended by
188 this act, shall be seventy dollars. Upon deposit of such fees in the
189 General Fund, ten dollars of each fee shall be credited within thirty days
190 to the appropriation for the Department of Emergency Services and
191 Public Protection to a separate nonlapsing account for the purposes of
192 the issuance of permits under subsections (a) and (b) of section 29-28, as
193 amended by this act.

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)

Statement of Purpose:

To allow peace officers who retire in good standing to obtain a permit to carry a pistol or revolver automatically and without paying any fees.

[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.]