



General Assembly

**Substitute Bill No. 5306**

February Session, 2022



**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3 repealed and the following is substituted in lieu thereof (*Effective July 1,*  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) [Upon] (1) Except as provided in subdivision (2) of this subsection,  
6 upon the application of any person having a bona fide permanent  
7 residence within the jurisdiction of any such authority, such chief of  
8 police, warden or selectman may issue a temporary state permit to such  
9 person to carry a pistol or revolver within the state, provided such  
10 authority shall find that such applicant intends to make no use of any  
11 pistol or revolver which such applicant may be permitted to carry under  
12 such permit other than a lawful use and that such person is a suitable  
13 person to receive such permit. 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)] (J) 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. The  
69 commissioner may then issue, to any holder of any temporary state  
70 permit, a state permit to carry 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 under  
105 subdivision (1) of subsection (b) of section 29-28, as amended by this act,  
106 inform the applicant that such applicant's request for a temporary state  
107 permit has been approved or denied. For an application described in  
108 subdivision (2) of subsection (b) of section 29-28, as amended by this act,  
109 the local authority shall immediately inform the applicant of the  
110 approval of the request for a temporary state permit. The local authority  
111 shall forward a copy of the application indicating approval or denial of  
112 the temporary state permit to the Commissioner of Emergency Services  
113 and Public Protection. If the local authority has denied the application  
114 for a temporary state permit, no state permit may be issued. The  
115 commissioner shall, not later than eight weeks after receiving an  
116 application under subdivision (1) of subsection (b) of section 29-28, as  
117 amended by this act, indicating approval from the local authority,  
118 inform the applicant in writing that the applicant's application for a state

119 permit has been approved or denied, or that the results of the national  
120 criminal history records check have not been received. For an  
121 application described in subdivision (2) of subsection (b) of section 29-  
122 28, as amended by this act, the commissioner shall immediately inform  
123 the applicant of the approval of the request for a state permit. If grounds  
124 for denial become known after a temporary state permit has been  
125 obtained, the temporary state permit shall be immediately revoked  
126 pursuant to section 29-32, as amended by this act.

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

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

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

150       (c) The local authority may, in its discretion, issue a temporary state

151 permit before a national criminal history records check relative to such  
152 applicant's record has been received. Upon receipt of the results of such  
153 national criminal history records check, the commissioner shall send a  
154 copy of the results of such national criminal history records check to the  
155 local authority, which shall inform the applicant and render a decision  
156 on the application within one week of the receipt of such results. If such  
157 results have not been received within eight weeks after a sufficient  
158 application for a permit has been made, the local authority shall inform  
159 the applicant of such delay, in writing. No temporary state permit shall  
160 be issued to such applicant if the local authority has reason to believe  
161 the applicant has ever been convicted of a felony, or that any other  
162 condition exists for which the issuance of a permit to such applicant for  
163 possession of a pistol or revolver is prohibited under state or federal  
164 law.

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

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

173 Sec. 4. Subsection (a) of section 29-30 of the general statutes is  
174 repealed and the following is substituted in lieu thereof (*Effective July 1,*  
175 *2022*):

176 (a) The fee for each permit originally issued under the provisions of  
177 subsection (a) of section 29-28, for the sale at retail of pistols and  
178 revolvers shall be two hundred dollars and for each renewal of such  
179 permit two hundred dollars. The fee for each state permit originally  
180 issued under the provisions of subdivision (1) of subsection (b) of  
181 section 29-28, as amended by this act, for the carrying of pistols and  
182 revolvers shall be one hundred forty dollars plus sufficient funds as

183 required to be transmitted to the Federal Bureau of Investigation to  
184 cover the cost of a national criminal history records check. The local  
185 authority shall forward sufficient funds for the national criminal history  
186 records check to the commissioner no later than five business days after  
187 receipt by the local authority of the application for the temporary state  
188 permit. Seventy dollars shall be retained by the local authority. Upon  
189 approval by the local authority of the application for a temporary state  
190 permit under subdivision (1) of subsection (b) of section 29-28, as  
191 amended by this act, seventy dollars shall be sent to the commissioner.  
192 The fee to renew each state permit originally issued under the  
193 provisions of subdivision (1) or (2) of subsection (b) of section 29-28, as  
194 amended by this act, shall be seventy dollars. Upon deposit of such fees  
195 in the General Fund, ten dollars of each fee shall be credited within  
196 thirty days to the appropriation for the Department of Emergency  
197 Services and Public Protection to a separate nonlapsing account for the  
198 purposes of the issuance of permits under subsections (a) and (b) of  
199 section 29-28, as amended by this act.

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

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

216 subsection (b) of section 29-28, as amended by this act. A state permit to  
217 carry a pistol or revolver, issued pursuant to section 29-28, as amended  
218 by this act, shall be valid for a period of ninety days after the expiration  
219 date, except this provision shall not apply to any state permit to carry a  
220 pistol or revolver which has been revoked or for which revocation is  
221 pending, pursuant to section 29-32, as amended by this act.

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

224 (a) For the purposes of this section, "conviction" means the entry of a  
225 judgment of conviction by any court of competent jurisdiction.

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

246 (c) Any local permit for the carrying of a pistol or revolver issued  
247 prior to October 1, 2001, may be revoked by the authority issuing the

248 same for cause, and shall be revoked by the authority issuing the same  
 249 upon conviction of the holder of such permit of a felony or of any  
 250 misdemeanor specified in subsection (b) of section 29-28, as amended  
 251 by this act, or upon the occurrence of any event which would have  
 252 disqualified the holder from being issued such local permit. Upon the  
 253 revocation of any local permit, the person whose local permit is revoked  
 254 shall be notified in writing and such permit shall be forthwith delivered  
 255 to the authority issuing the same. Upon the revocation of any local  
 256 permit, the authority issuing the same shall forthwith notify the  
 257 commissioner. Upon the revocation of any permit issued by the  
 258 commissioner, the commissioner shall forthwith notify any local  
 259 authority which the records of the commissioner show as having issued  
 260 a currently valid local permit to the holder of the permit revoked by the  
 261 commissioner. Any person who fails to surrender such permit within  
 262 five days of notification in writing or revocation thereof shall be guilty  
 263 of a class A misdemeanor.

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

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

**Statement of Legislative Commissioners:**

In Sec. 1(b)(1), "upon" was inserted for clarity, and in Sec. 2, "under subdivision (1) of subsection (b) of section 29-28, as amended by this act" was inserted for accuracy.

**PS**      *Joint Favorable Subst.*