

ASSEMBLY, No. 3575

STATE OF NEW JERSEY 219th LEGISLATURE

INTRODUCED FEBRUARY 25, 2020

Sponsored by:

Assemblywoman NANCY J. PINKIN

District 18 (Middlesex)

SYNOPSIS

Increases fee for firearms purchaser identification card; requires color photo on firearms purchaser identification cards, permits to purchase handgun, and permits to carry handgun.

CURRENT VERSION OF TEXT

As introduced.



1 AN ACT concerning firearms purchaser identification cards, permits
2 to purchase a handgun, and permits to carry a handgun and
3 amending N.J.S.2C:58-3 and N.J.S.2C:58-4.
4

5 **BE IT ENACTED** by the Senate and General Assembly of the State
6 of New Jersey:
7

8 1. N.J.S.2C:58-3 is amended to read as follows:

9 2C:58-3. a. Permit to purchase a handgun.

10 (1) **[No]** A person shall not sell, give, transfer, assign or
11 otherwise dispose of, **[nor]** or receive, purchase, or otherwise
12 acquire a handgun unless the purchaser, assignee, donee, receiver or
13 holder is licensed as a dealer under this chapter or has first secured
14 a permit to purchase a handgun as provided by this section.

15 (2) A person who is not a licensed retail dealer and sells, gives,
16 transfers, assigns, or otherwise disposes of, or receives, purchases
17 or otherwise acquires a handgun pursuant to this section shall
18 conduct the transaction through a licensed retail dealer.

19 The provisions of this paragraph shall not apply if the transaction
20 is:

21 (a) between members of an immediate family as defined in
22 subsection n. of this section;

23 (b) between law enforcement officers;

24 (c) between collectors of firearms or ammunition as curios or
25 relics as defined in Title 18, U.S.C. section 921 (a) (13) who have
26 in their possession a valid Collector of Curios and Relics License
27 issued by the Bureau of Alcohol, Tobacco, Firearms, and
28 Explosives; or

29 (d) a temporary transfer pursuant to section 1 of P.L.1992, c.74
30 (C.2C:58-3.1) or section 1 of P.L.1997, c.375 (C.2C:58-3.2).

31 (3) Prior to a transaction conducted pursuant to this subsection,
32 the retail dealer shall complete a National Instant Criminal
33 Background Check of the person acquiring the handgun. In
34 addition:

35 (a) the retail dealer shall submit to the Superintendent of State
36 Police, on a form approved by the superintendent, information
37 identifying and confirming the background check;

38 (b) every retail dealer shall maintain a record of transactions
39 conducted pursuant to this subsection, which shall be maintained at
40 the address displayed on the retail dealer's license for inspection by
41 a law enforcement officer during reasonable hours;

42 (c) a retail dealer may charge a fee for a transaction conducted
43 pursuant to this subsection; and

44 (d) any record produced pursuant to this subsection shall not be
45 considered a public record pursuant to P.L.1963, c.73 (C.47:1A-1 et

EXPLANATION – Matter enclosed in bold-faced brackets [thus] in the above bill is not enacted and is intended to be omitted in the law.

Matter underlined thus is new matter.

1 seq.) or P.L.2001, c.404 (C.47:1A-5 et al.).

2 b. Firearms purchaser identification card.

3 (1) **【No】** A person shall not sell, give, transfer, assign or
4 otherwise dispose of **【nor】** or receive, purchase or otherwise
5 acquire an antique cannon or a rifle or shotgun, other than an
6 antique rifle or shotgun, unless the purchaser, assignee, donee,
7 receiver or holder is licensed as a dealer under this chapter or
8 possesses a valid firearms purchaser identification card, and first
9 exhibits the card to the seller, donor, transferor or assignor, and
10 unless the purchaser, assignee, donee, receiver or holder signs a
11 written certification, on a form prescribed by the superintendent,
12 which shall indicate that **【he presently】** the person currently
13 complies with the requirements of subsection c. of this section and
14 shall contain **【his】** the person's name, address and firearms
15 purchaser identification card number or dealer's registration
16 number. The certification shall be retained by the seller, as
17 provided in paragraph (4) of subsection a. of N.J.S.2C:58-2, or, in
18 the case of a person who is not a dealer, it may be filed with the
19 chief of police of the municipality in which **【he】** the person resides
20 or with the superintendent.

21 (2) A person who is not a licensed retail dealer and sells, gives,
22 transfers, assigns, or otherwise disposes of, or receives, purchases
23 or otherwise acquires an antique cannon or a rifle or shotgun
24 pursuant to this section shall conduct the transaction through a
25 licensed retail dealer.

26 The provisions of this paragraph shall not apply if the transaction
27 is:

28 (a) between members of an immediate family as defined in
29 subsection n. of this section;

30 (b) between law enforcement officers;

31 (c) between collectors of firearms or ammunition as curios or
32 relics as defined in Title 18, U.S.C. section 921 (a) (13) who have
33 in their possession a valid Collector of Curios and Relics License
34 issued by the Bureau of Alcohol, Tobacco, Firearms, and
35 Explosives; or

36 (d) a temporary transfer pursuant to section 1 of P.L.1992, c.74
37 (C.2C:58-3.1) and section 1 of P.L.1997, c.375 (C.2C:58-3.2).

38 (3) Prior to a transaction conducted pursuant to this subsection,
39 the retail dealer shall complete a National Instant Criminal
40 Background Check of the person acquiring an antique cannon or a
41 rifle or shotgun. In addition:

42 (a) the retail dealer shall submit to the Superintendent of State
43 Police, on a form approved by the superintendent, information
44 identifying and confirming the background check;

45 (b) every retail dealer shall maintain a record of transactions
46 conducted pursuant to this section which shall be maintained at the

1 address set forth on the retail dealer's license for inspection by a law
2 enforcement officer during reasonable hours;

3 (c) a retail dealer may charge a fee for a transaction conducted
4 pursuant to this subsection; and

5 (d) any record produced pursuant to this subsection shall not be
6 considered a public record pursuant to P.L.1963, c.73 (C.47:1A-1 et
7 seq.) or P.L.2001, c.404 (C.47:1A-5 et al.).

8 c. Who may obtain. **【No】** A person of good character and
9 good repute in the community in which **【he】** the person lives, and
10 who is not subject to any of the disabilities set forth in this section
11 or other sections of this chapter, shall not be denied a permit to
12 purchase a handgun or a firearms purchaser identification card,
13 except as hereinafter set forth. **【No】** A handgun purchase permit or
14 firearms purchaser identification card shall not be issued:

15 (1) To any person who has been convicted of any crime, or a
16 disorderly persons offense involving an act of domestic violence as
17 defined in section 3 of P.L.1991, c.261 (C.2C:25-19), whether or
18 not armed with or possessing a weapon at the time of the offense;

19 (2) To any drug dependent person as defined in section 2 of
20 P.L.1970, c.226 (C.24:21-2), to any person who is confined for a
21 mental disorder to a hospital, mental institution or sanitarium, or to
22 any person who currently is **【presently】** an habitual drunkard;

23 (3) To any person who suffers from a physical defect or disease
24 which would make it unsafe for **【him】** the person to handle
25 firearms, to any person who has ever been confined for a mental
26 disorder, or to any alcoholic unless any of the foregoing persons
27 produces a certificate of a medical doctor or psychiatrist licensed in
28 New Jersey, or other satisfactory proof, that **【he】** the person is no
29 longer suffering from that particular disability in a manner that
30 would interfere with or handicap **【him】** the person in the handling
31 of firearms; to any person who knowingly falsifies any information
32 on the application form for a handgun purchase permit or firearms
33 purchaser identification card;

34 (4) To any person under the age of 18 years for a firearms
35 purchaser identification card and to any person under the age of 21
36 years for a permit to purchase a handgun;

37 (5) To any person where the issuance would not be in the
38 interest of the public health, safety or welfare;

39 (6) To any person who is subject to a restraining order issued
40 pursuant to the "Prevention of Domestic Violence Act of 1991,"
41 P.L.1991, c.261 (C.2C:25-17 et seq.) prohibiting the person from
42 possessing any firearm;

43 (7) To any person who as a juvenile was adjudicated delinquent
44 for an offense which, if committed by an adult, would constitute a
45 crime and the offense involved the unlawful use or possession of a
46 weapon, explosive or destructive device or is enumerated in
47 subsection d. of section 2 of P.L.1997, c.117 (C.2C:43-7.2);

1 (8) To any person whose firearm is seized pursuant to the
2 "Prevention of Domestic Violence Act of 1991," P.L.1991, c.261
3 (C.2C:25-17 et seq.) and whose firearm has not been returned; or

4 (9) To any person named on the consolidated Terrorist Watchlist
5 maintained by the Terrorist Screening Center administered by the
6 Federal Bureau of Investigation; or

7 (10) To any person who is subject to a court order prohibiting
8 the custody, control, ownership, purchase, possession, or receipt of
9 a firearm or ammunition issued pursuant to the "Extreme Risk
10 Protective Order Act of 2018," P.L.2018, c.35 (C.2C:58-20 et al.).

11 d. Issuance. The chief of police of an organized full-time
12 police department of the municipality where the applicant resides or
13 the superintendent, in all other cases, shall upon application, issue
14 to any person qualified under the provisions of subsection c. of this
15 section a permit to purchase a handgun or a firearms purchaser
16 identification card. The firearms purchaser identification card and,
17 notwithstanding the provisions of subsection h. of this section, the
18 permit to purchase a handgun shall display a color photograph of
19 the applicant.

20 Any person aggrieved by the denial of a permit or identification
21 card may request a hearing in the Superior Court of the county in
22 which **[he]** the person resides if **[he]** the person is a resident of
23 New Jersey or in the Superior Court of the county in which **[his]**
24 the application was filed if **[he]** the person is a nonresident. The
25 request for a hearing shall be made in writing within 30 days of the
26 denial of the application for a permit or identification card. The
27 applicant shall serve a copy of **[his]** the request for a hearing upon
28 the chief of police of the municipality in which **[he]** the person
29 resides, if **[he]** the person is a resident of New Jersey, and upon the
30 superintendent in all cases. The hearing shall be held and a record
31 made thereof within 30 days of the receipt of the application for a
32 hearing by the judge of the Superior Court. **[No]** A formal
33 pleading and **[no]** filing fee shall not be required as a preliminary
34 to a hearing. Appeals from the results of a hearing shall be in
35 accordance with law.

36 e. Applications. Applications for permits to purchase a
37 handgun and for firearms purchaser identification cards shall be in
38 the form prescribed by the superintendent and shall set forth the
39 name, residence, place of business, age, date of birth, occupation,
40 sex and physical description, including distinguishing physical
41 characteristics, if any, of the applicant, and shall state whether the
42 applicant is a citizen, whether **[he]** the applicant is an alcoholic,
43 habitual drunkard, drug dependent person as defined in section 2 of
44 P.L.1970, c.226 (C.24:21-2), whether **[he]** the applicant has ever
45 been confined or committed to a mental institution or hospital for
46 treatment or observation of a mental or psychiatric condition on a
47 temporary, interim or permanent basis, giving the name and

1 location of the institution or hospital and the dates of confinement
2 or commitment, whether **【he】** the applicant has been attended,
3 treated or observed by any doctor or psychiatrist or at any hospital
4 or mental institution on an inpatient or outpatient basis for any
5 mental or psychiatric condition, giving the name and location of the
6 doctor, psychiatrist, hospital or institution and the dates of the
7 occurrence, whether **【he presently】** the applicant currently or ever
8 has been a member of any organization which advocates or
9 approves the commission of acts of force and violence to overthrow
10 the Government of the United States or of this State, or which seeks
11 to deny others their rights under the Constitution of either the
12 United States or the State of New Jersey, whether **【he】** the
13 applicant has ever been convicted of a crime or disorderly persons
14 offense, whether the person is subject to a restraining order issued
15 pursuant to the "Prevention of Domestic Violence Act of 1991,"
16 P.L.1991, c.261 (C.2C:25-17 et seq.) prohibiting the person from
17 possessing any firearm, whether the person is subject to a protective
18 order issued pursuant to the "Extreme Risk Protective Order Act of
19 2018," P.L.2018, c.35 (C.2C:58-20 et al.) prohibiting the person
20 from possessing any firearm, and other information as the
21 superintendent shall deem necessary for the proper enforcement of
22 this chapter. For the purpose of complying with this subsection, the
23 applicant shall waive any statutory or other right of confidentiality
24 relating to institutional confinement. The application shall be
25 signed by the applicant and shall contain as references the names
26 and addresses of two reputable citizens personally acquainted with
27 **【him】** the applicant.

28 Application blanks shall be obtainable from the superintendent,
29 from any other officer authorized to grant a permit or identification
30 card, and from licensed retail dealers.

31 The chief police officer or the superintendent shall obtain the
32 fingerprints of the applicant and shall have them compared with any
33 and all records of fingerprints in the municipality and county in
34 which the applicant resides and also the records of the State Bureau
35 of Identification and the Federal Bureau of Investigation, provided
36 that an applicant for a handgun purchase permit who possesses a
37 valid firearms purchaser identification card, or who has previously
38 obtained a handgun purchase permit from the same licensing
39 authority for which **【he】** the applicant was previously fingerprinted,
40 and who provides other reasonably satisfactory proof of **【his】**
41 identity, need not be fingerprinted again; however, the chief police
42 officer or the superintendent shall proceed to investigate the
43 application to determine whether or not the applicant has become
44 subject to any of the disabilities set forth in this chapter.

45 f. Granting of permit or identification card; fee; term; renewal;
46 revocation. The application for the permit to purchase a handgun
47 together with a fee of \$2, or the application for the firearms

1 purchaser identification card together with a fee of **【\$5】** \$30, shall
2 be delivered or forwarded to the licensing authority who shall
3 investigate the **【same】** application and, unless good cause for the
4 denial thereof appears, shall grant the permit or the identification
5 card, or both, if application has been made therefor, within 30 days
6 from the date of receipt of the application for residents of this State
7 and within 45 days for nonresident applicants. A permit to
8 purchase a handgun shall be valid for a period of 90 days from the
9 date of issuance and may be renewed by the issuing authority for
10 good cause for an additional 90 days. A firearms purchaser
11 identification card shall be valid until such time as the holder
12 becomes subject to any of the disabilities set forth in subsection c.
13 of this section, whereupon the card shall be void and shall be
14 returned within five days by the holder to the superintendent, who
15 shall then advise the licensing authority. Failure of the holder to
16 return the firearms purchaser identification card to the
17 superintendent within the five days shall be an offense under
18 subsection a. of N.J.S.2C:39-10. Any firearms purchaser
19 identification card may be revoked by the Superior Court of the
20 county wherein the card was issued, after hearing upon notice, upon
21 a finding that the holder thereof no longer qualifies for the issuance
22 of the permit. The county prosecutor of any county, the chief police
23 officer of any municipality or any citizen may apply to the court at
24 any time for the revocation of the card.

25 There shall be no conditions or requirements added to the form
26 or content of the application, or required by the licensing authority
27 for the issuance of a permit or identification card, other than those
28 that are specifically set forth in this chapter.

29 g. Disposition of fees. All fees for permits shall be paid to the
30 State Treasury if the permit is issued by the superintendent, to the
31 municipality if issued by the chief of police, and to the county
32 treasurer if issued by the judge of the Superior Court.

33 h. Form of permit; quadruplicate; disposition of copies. **【The】**
34 Except as provided in subsection d. of this section, the permit shall
35 be in the form prescribed by the superintendent and shall be issued
36 to the applicant in quadruplicate. Prior to the time **【he】** the
37 applicant receives the handgun from the seller, the applicant shall
38 deliver to the seller the permit in quadruplicate and the seller shall
39 complete all of the information required on the form. Within five
40 days of the date of the sale, the seller shall forward the original
41 copy to the superintendent and the second copy to the chief of
42 police of the municipality in which the purchaser resides, except
43 that in a municipality having no chief of police, the copy shall be
44 forwarded to the superintendent. The third copy shall then be
45 returned to the purchaser with the pistol or revolver and the fourth
46 copy shall be kept by the seller as a permanent record.

47 i. Restriction on number of firearms person may purchase.
48 Only one handgun shall be purchased or delivered on each permit

1 and no more than one handgun shall be purchased within any 30-
2 day period, but this limitation shall not apply to:

3 (1) a federal, State, or local law enforcement officer or agency
4 purchasing handguns for use by officers in the actual performance
5 of their law enforcement duties;

6 (2) a collector of handguns as curios or relics as defined in Title
7 18, United States Code, section 921 (a) (13) who **【has in his**
8 **possession】** possesses a valid Collector of Curios and Relics
9 License issued by the federal Bureau of Alcohol, Tobacco, Firearms
10 and Explosives;

11 (3) transfers of handguns among licensed retail dealers,
12 registered wholesale dealers and registered manufacturers;

13 (4) transfers of handguns from any person to a licensed retail
14 dealer or a registered wholesale dealer or registered manufacturer;

15 (5) any transaction where the person has purchased a handgun
16 from a licensed retail dealer and has returned that handgun to the
17 dealer in exchange for another handgun within 30 days of the
18 original transaction, provided the retail dealer reports the exchange
19 transaction to the superintendent; or

20 (6) any transaction where the superintendent issues an
21 exemption from the prohibition in this subsection pursuant to the
22 provisions of section 4 of P.L.2009, c.186 (C.2C:58-3.4).

23 The provisions of this subsection shall not be construed to afford
24 or authorize any other exemption from the regulatory provisions
25 governing firearms set forth in chapter 39 and chapter 58 of Title
26 2C of the New Jersey Statutes;

27 A person shall not be restricted as to the number of rifles or
28 shotguns **【he】** the person may purchase, provided **【he】** the person
29 possesses a valid firearms purchaser identification card and
30 provided further that **【he】** the person signs the certification required
31 in subsection b. of this section for each transaction.

32 j. Firearms passing to heirs or legatees. Notwithstanding any
33 other provision of this section concerning the transfer, receipt or
34 acquisition of a firearm, a permit to purchase or a firearms
35 purchaser identification card shall not be required for the passing of
36 a firearm upon the death of **【an】** the owner **【thereof to his】** or the
37 owner's heir or legatee, whether **【the same be】** by testamentary
38 bequest or by the laws of intestacy. The person who shall so
39 receive, or acquire the firearm shall, however, be subject to all other
40 provisions of this chapter. If the heir or legatee of the firearm does
41 not qualify to possess or carry it, **【he】** the heir or legatee may retain
42 ownership of the firearm for the purpose of sale for a period not
43 exceeding 180 days, or for a further limited period as may be
44 approved by the chief law enforcement officer of the municipality
45 in which the heir or legatee resides or the superintendent, provided
46 that the firearm is in the custody of the chief law enforcement
47 officer of the municipality or the superintendent during that period.

1 k. Sawed-off shotguns. Nothing in this section shall be
2 construed to authorize the purchase or possession of any sawed-off
3 shotgun.

4 l. Nothing in this section and in N.J.S.2C:58-2 shall apply to
5 the sale or purchase of a visual distress signalling device approved
6 by the United States Coast Guard, solely for possession on a private
7 or commercial aircraft or any boat; provided, however, that **[no]** a
8 person under the age of 18 years shall not purchase nor shall any
9 person sell to a person under the age of 18 years a visual distress
10 signalling device.

11 m. The provisions of subsections a. and b. of this section and
12 paragraphs (4) and (5) of subsection a. of N.J.S.2C:58-2 shall not
13 apply to the purchase of firearms by a law enforcement agency for
14 use by law enforcement officers in the actual performance of the
15 officers' official duties, which purchase may be made directly from
16 a manufacturer or from a licensed dealer located in this State or any
17 other state.

18 n. For the purposes of this section, "immediate family" means a
19 spouse, domestic partner as defined in section 3 of P.L.2003, c.246
20 (C.26:8A-3), partner in a civil union couple as defined in section 2
21 of P.L.2006, c.103 (C.37:1-29), parent, stepparent, grandparent,
22 sibling, stepsibling, child, stepchild, and grandchild, as related by
23 blood or by law.

24 (cf: P.L.2018, c.36, s.1)

25

26 2. N.J.S.2C:58-4 is amended to read as follows:

27 2C:58-4. a. Scope and duration of authority. Any person who
28 holds a valid permit to carry a handgun issued pursuant to this
29 section shall be authorized to carry a handgun in all parts of this
30 State, except as prohibited by subsection e. of N.J.S.2C:39-5. One
31 permit shall be sufficient for all handguns owned by the holder
32 thereof, but the permit shall apply only to a handgun carried by the
33 actual and legal holder of the permit.

34 All permits to carry handguns shall expire two years from the
35 date of issuance or, in the case of an employee of an armored car
36 company, upon termination of **[his]** employment by the company
37 occurring prior thereto whichever is earlier in time, and they may
38 thereafter be renewed every two years in the same manner and
39 subject to the same conditions as in the case of original
40 applications.

41 b. Application forms. **[All]** Except as provided in subsection
42 d. of this section, all applications for permits to carry handguns, and
43 all applications for renewal of these permits, shall be made on the
44 forms prescribed by the superintendent. Each application shall set
45 forth the full name, date of birth, sex, residence, occupation, place
46 of business or employment, and physical description of the
47 applicant, and any other information the superintendent may
48 prescribe for the determination of the applicant's eligibility for a

1 permit and for the proper enforcement of this chapter. The
2 application shall be signed by the applicant under oath, and shall be
3 indorsed by three reputable persons who have known the applicant
4 for at least three years preceding the date of application, and who
5 shall certify thereon that the applicant is a person of good moral
6 character and behavior.

7 c. Investigation and approval. Each application shall in the
8 first instance be submitted to the chief police officer of the
9 municipality in which the applicant resides, or to the
10 superintendent, (1) if the applicant is an employee of an armored
11 car company, or (2) if there is no chief police officer in the
12 municipality where the applicant resides, or (3) if the applicant does
13 not reside in this State. The chief police officer, or the
14 superintendent, as the case may be, shall cause the fingerprints of
15 the applicant to be taken and compared with any and all records
16 maintained by the municipality, the county in which it is located,
17 the State Bureau of Identification and the Federal Bureau of
18 Identification. **【He】** The applicant shall also determine and record
19 a complete description of each handgun the applicant intends to
20 carry.

21 **【No】** An application shall not be approved by the chief police
22 officer or the superintendent unless the applicant demonstrates that
23 **【he】** the applicant is not subject to any of the disabilities set forth
24 in subsection c. of N.J.S.2C:58-3, that **【he】** the applicant is
25 thoroughly familiar with the safe handling and use of handguns, and
26 that **【he】** the applicant has a justifiable need to carry a handgun.

27 Each application form shall be accompanied by a written
28 certification of justifiable need to carry a handgun, which shall be
29 under oath and, in the case of a private citizen, shall specify in
30 detail the urgent necessity for self-protection, as evidenced by
31 specific threats or previous attacks which demonstrate a special
32 danger to the applicant's life that cannot be avoided by means other
33 than by issuance of a permit to carry a handgun. Where possible,
34 the applicant shall corroborate the existence of any specific threats
35 or previous attacks by reference to reports of the incidents to the
36 appropriate law enforcement agencies.

37 If the application is not approved by the chief police officer or
38 the superintendent within 60 days of filing, it shall be deemed to
39 have been approved, unless the applicant agrees to an extension of
40 time in writing.

41 d. Issuance by Superior Court; fee. If the application has been
42 approved by the chief police officer or the superintendent, as the
43 case may be, the applicant shall forthwith present it to the Superior
44 Court of the county in which the applicant resides, or to the
45 Superior Court in any county where **【he】** the applicant intends to
46 carry a handgun, in the case of a nonresident or employee of an
47 armored car company. The court shall issue the permit to the

1 applicant if, but only if, it is satisfied that the applicant is a person
2 of good character who is not subject to any of the disabilities set
3 forth in subsection c. of N.J.S.2C:58-3, that **【he】** the applicant is
4 thoroughly familiar with the safe handling and use of handguns, and
5 that **【he】** the applicant has a justifiable need to carry a handgun in
6 accordance with the provisions of subsection c. of this section. The
7 court may at its discretion issue a limited-type permit which would
8 restrict the applicant as to the types of handguns **【he】** the applicant
9 may carry and where and for what purposes the handguns may be
10 carried. At the time of issuance, the applicant shall pay to the
11 county clerk of the county where the permit was issued a permit fee
12 of \$20. The permit shall display a color photograph of the
13 applicant.

14 e. Appeals from denial of applications. Any person aggrieved
15 by the denial by the chief police officer or the superintendent of
16 approval for a permit to carry a handgun may request a hearing in
17 the Superior Court of the county in which **【he】** the person resides
18 or in any county in which **【he】** the applicant intends to carry a
19 handgun, in the case of a nonresident, by filing a written request for
20 a hearing within 30 days of the denial. Copies of the request shall
21 be served upon the superintendent, the county prosecutor, and the
22 chief police officer of the municipality where the applicant resides,
23 if **【he】** the applicant is a resident of this State. The hearing shall be
24 held within 30 days of the filing of the request, and **【no】** a formal
25 pleading or filing fee shall not be required. Appeals from the
26 determination at the hearing shall be in accordance with law and the
27 rules governing the courts of this State.

28 If the superintendent or chief police officer approves an
29 application and the Superior Court denies the application and
30 refuses to issue a permit, the applicant may appeal the denial in
31 accordance with law and the rules governing the courts of this State.

32 f. Revocation of permits. Any permit issued under this section
33 shall be void at the time the holder thereof becomes subject to any
34 of the disabilities set forth in subsection c. of N.J.S.2C:58-3, and
35 the holder of a void permit shall immediately surrender the permit
36 to the superintendent who shall give notice to the licensing
37 authority.

38 Any permit may be revoked by the Superior Court, after hearing
39 upon notice to the holder, if the court finds that the holder is no
40 longer qualified for the issuance of a permit. The county prosecutor
41 of any county, the chief police officer of any municipality, the
42 superintendent, or any citizen may apply to the court at any time for
43 the revocation of any permit issued pursuant to this section.
44 (cf: P.L.2018, c.37, s.1)

45
46 3. This act shall take effect on the first day of the seventh
47 month next following enactment, except the Superintendent of State

1 Police and the Administrative Director of the Courts may take any
2 anticipatory administrative action in advance as shall be necessary
3 for the implementation of this act.

4

5

6

STATEMENT

7

8 This bill increases the current fee charged for a firearms
9 purchaser identification card (FPIC).

10 Current law requires a person to obtain a FPIC to purchase a rifle
11 or shotgun. The current fee for a FPIC is \$5. This bill increases the
12 fee to \$30.

13 The fee for a FPIC has not been increased in over 30 years. The
14 increased fees established in the bill could be dedicated to
15 technological advancements, including the development of a
16 database of firearms sales accessible to law enforcement.

17 The bill also requires FPICs, permits to purchase a handgun, and
18 permits to carry a handgun to display a color photograph of the
19 cardholder. Currently, these cards and permits consist of signed
20 papers or cards without a photograph. A modernized FPIC or
21 permit to purchase a handgun equipped with a color photo could be
22 required as identification to purchase ammunition.

23 This bill is based on recommendations of the State of New Jersey
24 Commission of Investigation (SCI) in its November 2016 report
25 “Armed and Dangerous-Ten Years Later.”