

[Second Reprint]

**ASSEMBLY, No. 1302**

**STATE OF NEW JERSEY**  
**220th LEGISLATURE**

PRE-FILED FOR INTRODUCTION IN THE 2022 SESSION

**Sponsored by:**

**Assemblyman LOUIS D. GREENWALD**

**District 6 (Burlington and Camden)**

**Assemblywoman VERLINA REYNOLDS-JACKSON**

**District 15 (Hunterdon and Mercer)**

**Assemblyman REGINALD W. ATKINS**

**District 20 (Union)**

**Senator JOSEPH P. CRYAN**

**District 20 (Union)**

**Senator RICHARD J. CODEY**

**District 27 (Essex and Morris)**

**Co-Sponsored by:**

**Assemblywoman Jasey, Assemblymen McKeon, Tully, Assemblywomen Chaparro, Swain, Carter, McKnight, Jimenez, Assemblyman Spearman, Assemblywoman Jaffer, Assemblymen Wimberly, Sampson, Moen, Conaway, Assemblywoman Quijano, Assemblyman Stanley, Assemblywomen Park, Tucker, Senators Gill, Johnson and Pou**

**SYNOPSIS**

Regulates sale of handgun ammunition and develops system of electronic reporting of handgun ammunition sales.

**CURRENT VERSION OF TEXT**

As reported by the Assembly Appropriations Committee on June 23, 2022, with amendments.

(Sponsorship Updated As Of: 6/29/2022)

1 AN ACT concerning the sale of ammunition, amending N.J.S.2C:58-  
2 1, N.J.S.2C:58-2, N.J.S.2C:58-3, and P.L.2007, c.318, and  
3 supplementing Title 2C of the New Jersey Statutes.  
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:58-1 is amended to read as follows:

9 2C:58-1. Registration of manufacturers and wholesale dealers of  
10 firearms

11 a. Registration. Every manufacturer and wholesale dealer of  
12 firearms shall register with the superintendent as provided in this  
13 section. No person shall engage in the business of, or act as a  
14 manufacturer or wholesale dealer of firearms, or manufacture or sell  
15 at wholesale any firearm, until he has so registered.

16 Applications for registration shall be made on such forms as  
17 shall be prescribed by the superintendent, and the applicant shall  
18 furnish such information and other particulars as may be prescribed  
19 by law or by any rules or regulations promulgated by the  
20 superintendent. Each application for registration or renewal shall  
21 be accompanied by a fee of \$150.00.

22 The superintendent shall prescribe standards and qualifications  
23 for the registration of manufacturers and wholesalers of firearms,  
24 for the protection of the public safety, health and welfare. He shall  
25 refuse to register any applicant for registration unless he is satisfied  
26 that the applicant can be permitted to engage in business as a  
27 manufacturer or wholesale dealer of firearms without any danger to  
28 the public safety, health or welfare.

29 The superintendent shall issue a certificate of registration to  
30 every person registered under this section, and such certificate shall  
31 be valid for a period of 3 years from the date of issuance.

32 b. Wholesale dealer's agent. Every registered wholesale dealer  
33 of firearms shall cause each of his agents or employees actively  
34 engaged in the purchase or sale of firearms to be licensed with the  
35 superintendent as a wholesale dealer's agent. Applications for  
36 agents' licenses shall be submitted on such forms as shall be  
37 prescribed by the superintendent, and shall be signed by the  
38 registered wholesale dealer and by the agent. Each application shall  
39 be accompanied by a fee of \$5.00, and each license shall be valid  
40 for so long as the agent or employee remains in the employ of the  
41 wholesale dealer and the wholesale dealer remains validly  
42 registered under this section. The superintendent shall prescribe  
43 standards and qualifications for licensed wholesale dealers' agents,  
44 for the protection of the public safety, health and welfare.

**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.

Matter enclosed in superscript numerals has been adopted as follows:

<sup>1</sup>Assembly AJU committee amendments adopted June 23, 2022.

<sup>2</sup>Assembly AAP committee amendments adopted June 23, 2022.

1 c. Revocation of certificate of registration or license.  
2 The superintendent may, after reasonable notice to all affected  
3 parties and a hearing if requested, revoke any certificate of  
4 registration or agent's license if he finds that the registered or  
5 licensed person is no longer engaged in the business of  
6 manufacturing or wholesaling firearms in this State or that he can  
7 no longer be permitted to carry on such business without  
8 endangering the public safety, health or welfare. A certificate or  
9 license may be canceled at any time at the request of the registered  
10 or licensed person.

11 d. Appeals. Any person aggrieved by the refusal of the  
12 superintendent to register him as a manufacturer or wholesale dealer  
13 or a wholesale dealer's agent, or by revocation of his certificate or  
14 license, may appeal to the Appellate Division of the Superior Court.

15 e. Records of sales. Every manufacturer and wholesale dealer  
16 shall keep a detailed record of each firearm and all handgun  
17 ammunition sold by **[him]** the manufacturer and dealer. The  
18 firearm record shall include the date of sale, the name and address  
19 of the purchaser, a description of each firearm and the firearm's  
20 serial number [thereof]. The handgun ammunition record shall be  
21 in electronic form and shall contain the date of the transaction; the  
22 type, caliber, or gauge of the ammunition; the quantity of  
23 ammunition sold; the name and address of the purchaser; and any  
24 other information the superintendent shall deem necessary for the  
25 proper enforcement of this chapter. The records shall be available  
26 for inspection at all reasonable times by any law enforcement  
27 officer.

28 Every manufacturer and wholesale dealer shall establish a system  
29 for maintaining electronic records pursuant to this subsection within  
30 12 months of the effective date of P.L. , c. (C. ) (pending  
31 before the Legislature as this bill).

32 (cf: N.J.S.2C:58-1)

33

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

35 2C:58-2. a. Licensing of retail dealers and their employees. No  
36 retail dealer of firearms nor any employee of a retail dealer shall  
37 sell or expose for sale, or possess with the intent of selling, any  
38 firearm unless licensed to do so as hereinafter provided. The  
39 superintendent shall prescribe standards and qualifications for retail  
40 dealers of firearms and their employees for the protection of the  
41 public safety, health and welfare.

42 Applications shall be made in the form prescribed by the  
43 superintendent, accompanied by a fee of \$50 payable to the  
44 superintendent, and shall be made to a judge of the Superior Court  
45 in the county where the applicant maintains his place of business.  
46 The judge shall grant a license to an applicant if he finds that the  
47 applicant meets the standards and qualifications established by the  
48 superintendent and that the applicant can be permitted to engage in

1 business as a retail dealer of firearms or employee thereof without  
2 any danger to the public safety, health and welfare. Each license  
3 shall be valid for a period of three years from the date of issuance,  
4 and shall authorize the holder to sell firearms at retail in a specified  
5 municipality.

6 In addition, every retail dealer shall pay a fee of \$5 for each  
7 employee actively engaged in the sale or purchase of firearms. The  
8 superintendent shall issue a license for each employee for whom  
9 said fee has been paid, which license shall be valid for so long as  
10 the employee remains in the employ of said retail dealer.

11 No license shall be granted to any retail dealer under the age of  
12 21 years or to any employee of a retail dealer under the age of 18 or  
13 to any person who could not qualify to obtain a permit to purchase a  
14 handgun or a firearms purchaser identification card, or to any  
15 corporation, partnership or other business organization in which the  
16 actual or equitable controlling interest is held or possessed by such  
17 an ineligible person.

18 All licenses shall be granted subject to the following conditions,  
19 for breach of any of which the license shall be subject to revocation  
20 on the application of any law enforcement officer and after notice  
21 and hearing by the issuing court:

22 (1) The business shall be carried on only in the building or  
23 buildings designated in the license, provided that repairs may be  
24 made by the dealer or his employees outside of such premises.

25 (2) The license or a copy certified by the issuing authority shall  
26 be displayed at all times in a conspicuous place on the business  
27 premises where it can be easily read.

28 (3) No firearm or imitation thereof shall be placed in any  
29 window or in any other part of the premises where it can be readily  
30 seen from the outside.

31 (4) No rifle or shotgun, except antique rifles or shotguns, shall  
32 be delivered to any person unless such person possesses and  
33 exhibits a valid firearms purchaser identification card and furnishes  
34 the seller, on the form prescribed by the superintendent, a  
35 certification signed by him setting forth his name, permanent  
36 address, firearms purchaser identification card number and such  
37 other information as the superintendent may by rule or regulation  
38 require. The certification shall be retained by the dealer and shall  
39 be made available for inspection by any law enforcement officer at  
40 any reasonable time.

41 (5) No handgun shall be delivered to any person unless:

42 (a) Such person possesses and exhibits a valid permit to  
43 purchase a firearm and at least seven days have elapsed since the  
44 date of application for the permit;

45 (b) The person is personally known to the seller or presents  
46 evidence of his identity;

47 (c) The handgun is unloaded and securely wrapped;

1 (d) The handgun is accompanied by a trigger lock or a locked  
2 case, gun box, container or other secure facility; provided, however,  
3 this provision shall not apply to antique handguns or personalized  
4 handguns included in the roster pursuant to section 2 of P.L.2019,  
5 c.164 (C.2C:58-2.8). The exemptions afforded under this  
6 subparagraph for antique handguns and personalized handguns shall  
7 be narrowly construed, limited solely to the requirements set forth  
8 herein and shall not be deemed to afford or authorize any other  
9 exemption from the regulatory provisions governing firearms set  
10 forth in chapter 39 and chapter 58 of Title 2C of the New Jersey  
11 Statutes; and

12 (e) (Deleted by amendment, P.L.2019, c.164)

13 (6) The dealer shall keep a true record of every handgun sold,  
14 given or otherwise delivered or disposed of, in accordance with the  
15 provisions of subsections b. through e. of this section and the record  
16 shall note whether a trigger lock, locked case, gun box, container or  
17 other secure facility was delivered along with the handgun.

18 (7) A dealer shall not knowingly deliver more than one handgun  
19 to any person within any 30-day period. This limitation shall not  
20 apply to:

21 (a) a federal, State, or local law enforcement officer or agency  
22 purchasing handguns for use by officers in the actual performance  
23 of their law enforcement duties;

24 (b) a collector of handguns as curios or relics as defined in Title  
25 18, United States Code, section 921 (a) (13) who has in his  
26 possession a valid Collector of Curios and Relics License issued by  
27 the federal Bureau of Alcohol, Tobacco, Firearms and Explosives;

28 (c) transfers of handguns among licensed retail dealers,  
29 registered wholesale dealers and registered manufacturers;

30 (d) any transaction where the person has purchased a handgun  
31 from a licensed retail dealer and has returned that handgun to the  
32 dealer in exchange for another handgun within 30 days of the  
33 original transaction, provided the retail dealer reports the exchange  
34 transaction to the superintendent; or

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

38 b. Records. (1) Every person engaged in the retail business of  
39 selling, leasing or otherwise transferring a handgun, as a retail  
40 dealer or otherwise, shall keep a register in which shall be entered  
41 the time of the sale, lease or other transfer, the date thereof, the  
42 name, age, date of birth, occupation, residence and a physical  
43 description including distinguishing physical characteristics, if any,  
44 of the purchaser, lessee or transferee, the name and permanent home  
45 address of the person making the sale, lease or transfer, the place of  
46 the transaction, and the make, model, manufacturer's number,  
47 caliber and other marks of identification on such handgun and such  
48 other information as the superintendent shall deem necessary for the

1 proper enforcement of this chapter. The register shall be retained by  
2 the dealer and shall be made available at all reasonable hours for  
3 inspection by any law enforcement officer.

4 (2) Every person engaged in the retail business of selling,  
5 leasing, or otherwise transferring handgun ammunition, as a retail  
6 dealer or otherwise, shall keep an electronic record in which shall  
7 be entered the name of the manufacturer; the date of the transaction;  
8 the type; caliber or gauge of the ammunition; the quantity of the  
9 ammunition sold; the name, address, and date of birth of the  
10 purchaser; the identification used to establish the identity of the  
11 purchaser; and any other information the superintendent shall deem  
12 necessary for the proper enforcement of this chapter.

13 The electronic records shall be retained by the dealer and shall be  
14 made available at all reasonable hours for inspection by any law  
15 enforcement officer, and additionally shall be electronically  
16 reported to the superintendent in accordance with section<sup>1</sup>~~[4]~~ 5<sup>1</sup> of  
17 P.L. , c. (C. ) (pending before the Legislature as this bill).

18 <sup>1</sup>(3) Every retail dealer in the business of selling or otherwise  
19 transferring handgun ammunition shall immediately electronically  
20 report to the State Police any transaction involving the sale,  
21 transfer, assignment, or disposition of 2,000 or more rounds of  
22 handgun ammunition and information relating to each transaction in  
23 accordance with this subsection.

24 Until the implementation of the electronic record system  
25 described in paragraph (2) of subsection b. of this section or section  
26 5 of P.L. , c. (C. ) (pending before the Legislature as this  
27 bill), the retail dealer shall immediately contact the State Police  
28 regarding the sale, transfer, assignment, or disposition of 2,000 or  
29 more rounds of handgun ammunition in accordance with guidelines  
30 established by the superintendent.<sup>1</sup>

31 c. Forms of register.

32 **【The】** (1) Until the implementation of the electronic record  
33 system described in paragraph (2) of subsection b. of this section or  
34 section<sup>1</sup>~~[4]~~ 5<sup>1</sup> of P.L. , c. (C. ) (pending before the  
35 Legislature as this bill), the superintendent shall prepare the form of  
36 the register as described in paragraph (1) of subsection b. of this  
37 section and furnish the same in triplicate to each person licensed to  
38 be engaged in the business of selling, leasing or otherwise  
39 transferring firearms.

40 (2) All retail dealers of handgun ammunition shall establish a  
41 system for maintaining electronic records of the sale or transfer of  
42 handgun ammunition within 12 months after the effective date of  
43 P.L. , c. (C. ) (pending before the Legislature as this bill).

44 d. Signatures in register. **【The】** Until the dealer implements an  
45 electronic record system as described in paragraph (2) of subsection  
46 b. of this section or section<sup>1</sup>~~[4]~~ 5<sup>1</sup> of P.L. , c. (C. ) (pending  
47 before the Legislature as this bill), the purchaser, lessee or

1 transferee of any handgun shall sign, and the dealer shall require  
2 him to sign his name to the register, in triplicate, and the person  
3 making the sale, lease or transfer shall affix his name, in triplicate,  
4 as a witness to the signature. The signatures, or the entry of an  
5 electronic signature in the electronic record system pursuant to  
6 paragraph (2) of subsection b. of this section or section <sup>1</sup>[4] <sup>5</sup> of  
7 P.L. , c. (C. ) (pending before the Legislature as this bill),  
8 shall constitute a representation of the accuracy of the information  
9 contained in the register.

10 e. Copies of register entries; delivery to chief of police or  
11 county clerk.

12 **【Within】** (1) Except as otherwise provided in paragraph (2) of  
13 this subsection, within five days of the date of the sale, assignment  
14 or transfer, the dealer shall deliver or mail by certified mail, return  
15 receipt requested, legible copies of the register forms to the office  
16 of the chief of police of the municipality in which the purchaser  
17 resides, or to the office of the captain of the precinct of the  
18 municipality in which the purchaser resides, and to the  
19 superintendent. If hand delivered a receipt shall be given to the  
20 dealer therefor.

21 Where a sale, assignment or transfer is made to a purchaser who  
22 resides in a municipality having no chief of police, the dealer shall,  
23 within five days of the transaction, mail a duplicate copy of the  
24 register sheet to the clerk of the county within which the purchaser  
25 resides.

26 (2) A dealer shall not be required to use the triplicate form after  
27 the dealer establishes an electronic reporting system pursuant to  
28 paragraph (2) of subsection b. of this section or section <sup>1</sup>[4] <sup>5</sup> of  
29 P.L. , c. (C. ) (pending before the Legislature as this bill).  
30 (cf: P.L.2019, c.164, s.7)

31

32 <sup>1</sup>[3. N.J.S.2C:58-3 is amended to read as follows:

33 2C:58-3. a. Permit to purchase a handgun.

34 (1) No person shall sell, give, transfer, assign or otherwise  
35 dispose of, nor receive, purchase, or otherwise acquire a handgun  
36 unless the purchaser, assignee, donee, receiver or holder is licensed  
37 as a dealer under this chapter or has first secured a permit to  
38 purchase a handgun as provided by this section.

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

43 The provisions of this paragraph shall not apply if the transaction  
44 is:

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

47 (b) between law enforcement officers;

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

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

8 (3) Prior to a transaction conducted pursuant to this subsection,  
9 the retail dealer shall complete a National Instant Criminal  
10 Background Check of the person acquiring the handgun. In  
11 addition:

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

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

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

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

24 b. Firearms purchaser identification card.

25 (1) No person shall sell, give, transfer, assign or otherwise  
26 dispose of nor receive, purchase or otherwise acquire an antique  
27 cannon or a rifle or shotgun, other than an antique rifle or shotgun,  
28 unless the purchaser, assignee, donee, receiver or holder is licensed  
29 as a dealer under this chapter or possesses a valid firearms  
30 purchaser identification card, and first exhibits the card to the seller,  
31 donor, transferor or assignor, and unless the purchaser, assignee,  
32 donee, receiver or holder signs a written certification, on a form  
33 prescribed by the superintendent, which shall indicate that he  
34 presently complies with the requirements of subsection c. of this  
35 section and shall contain his name, address and firearms purchaser  
36 identification card number or dealer's registration number. The  
37 certification shall be retained by the seller, as provided in paragraph  
38 (4) of subsection a. of N.J.S.2C:58-2, or, in the case of a person  
39 who is not a dealer, it may be filed with the chief of police of the  
40 municipality in which he resides or with the superintendent.

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

46 The provisions of this paragraph shall not apply if the transaction  
47 is:



- 1 (a) between members of an immediate family as defined in  
2 subsection n. of this section;
- 3 (b) between law enforcement officers;
- 4 (c) between collectors of firearms or ammunition as curios or  
5 relics as defined in Title 18, U.S.C. section 921 (a) (13) who have  
6 in their possession a valid Collector of Curios and Relics License  
7 issued by the Bureau of Alcohol, Tobacco, Firearms, and  
8 Explosives; or
- 9 (d) a temporary transfer pursuant to section 1 of P.L.1992,  
10 c.74 (C.2C:58-3.1) and section 1 of P.L.1997, c.375 (C.2C:58-3.2).
- 11 (3) Prior to a transaction conducted pursuant to this subsection,  
12 the retail dealer shall complete a National Instant Criminal  
13 Background Check of the person acquiring an antique cannon or a  
14 rifle or shotgun. In addition:
- 15 (a) the retail dealer shall submit to the Superintendent of State  
16 Police, on a form approved by the superintendent, information  
17 identifying and confirming the background check;
- 18 (b) every retail dealer shall maintain a record of transactions  
19 conducted pursuant to this section which shall be maintained at the  
20 address set forth on the retail dealer's license for inspection by a law  
21 enforcement officer during reasonable hours;
- 22 (c) a retail dealer may charge a fee for a transaction conducted  
23 pursuant to this subsection; and
- 24 (d) any record produced pursuant to this subsection shall not be  
25 considered a public record pursuant to P.L.1963, c.73 (C.47:1A-1 et  
26 seq.) or P.L.2001, c.404 (C.47:1A-5 et al.).
- 27 c. Who may obtain. No person of good character and good  
28 repute in the community in which he lives, and who is not subject to  
29 any of the disabilities set forth in this section or other sections of  
30 this chapter, shall be denied a permit to purchase a handgun or a  
31 firearms purchaser identification card, except as hereinafter set  
32 forth. No handgun purchase permit or firearms purchaser  
33 identification card shall be issued:
- 34 (1) To any person who has been convicted of any crime, or a  
35 disorderly persons offense involving an act of domestic violence as  
36 defined in section 3 of P.L.1991, c.261 (C.2C:25-19), whether or  
37 not armed with or possessing a weapon at the time of the offense;
- 38 (2) To any drug dependent person as defined in section 2 of  
39 P.L.1970, c.226 (C.24:21-2), to any person who is confined for a  
40 mental disorder to a hospital, mental institution or sanitarium, or to  
41 any person who is presently an habitual drunkard;
- 42 (3) To any person who suffers from a physical defect or disease  
43 which would make it unsafe for him to handle firearms, to any  
44 person who has ever been confined for a mental disorder, or to any  
45 alcoholic unless any of the foregoing persons produces a certificate  
46 of a medical doctor or psychiatrist licensed in New Jersey, or other  
47 satisfactory proof, that he is no longer suffering from that particular  
48 disability in a manner that would interfere with or handicap him in

1 the handling of firearms; to any person who knowingly falsifies any  
2 information on the application form for a handgun purchase permit  
3 or firearms purchaser identification card;

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

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

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

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

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

22 (9) To any person named on the consolidated Terrorist Watchlist  
23 maintained by the Terrorist Screening Center administered by the  
24 Federal Bureau of Investigation; or

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

29 d. Issuance. The chief of police of an organized full-time  
30 police department of the municipality where the applicant resides or  
31 the superintendent, in all other cases, shall upon application, issue  
32 to any person qualified under the provisions of subsection c. of this  
33 section a permit to purchase a handgun or a firearms purchaser  
34 identification card.

35 Any person aggrieved by the denial of a permit or identification  
36 card may request a hearing in the Superior Court of the county in  
37 which he resides if he is a resident of New Jersey or in the Superior  
38 Court of the county in which his application was filed if he is a  
39 nonresident. The request for a hearing shall be made in writing  
40 within 30 days of the denial of the application for a permit or  
41 identification card. The applicant shall serve a copy of his request  
42 for a hearing upon the chief of police of the municipality in which  
43 he resides, if he is a resident of New Jersey, and upon the  
44 superintendent in all cases. The hearing shall be held and a record  
45 made thereof within 30 days of the receipt of the application for a  
46 hearing by the judge of the Superior Court. No formal pleading and  
47 no filing fee shall be required as a preliminary to a hearing.

1 Appeals from the results of a hearing shall be in accordance with  
2 law.

3 e. Applications. Applications for permits to purchase a  
4 handgun and for firearms purchaser identification cards shall be in  
5 the form prescribed by the superintendent and shall set forth the  
6 name, residence, place of business, age, date of birth, occupation,  
7 sex and physical description, including distinguishing physical  
8 characteristics, if any, of the applicant, and shall state whether the  
9 applicant is a citizen, whether he is an alcoholic, habitual drunkard,  
10 drug dependent person as defined in section 2 of P.L.1970,  
11 c.226 (C.24:21-2), whether he has ever been confined or committed  
12 to a mental institution or hospital for treatment or observation of a  
13 mental or psychiatric condition on a temporary, interim or  
14 permanent basis, giving the name and location of the institution or  
15 hospital and the dates of confinement or commitment, whether he  
16 has been attended, treated or observed by any doctor or psychiatrist  
17 or at any hospital or mental institution on an inpatient or outpatient  
18 basis for any mental or psychiatric condition, giving the name and  
19 location of the doctor, psychiatrist, hospital or institution and the  
20 dates of the occurrence, whether he presently or ever has been a  
21 member of any organization which advocates or approves the  
22 commission of acts of force and violence to overthrow the  
23 Government of the United States or of this State, or which seeks to  
24 deny others their rights under the Constitution of either the United  
25 States or the State of New Jersey, whether he has ever been  
26 convicted of a crime or disorderly persons offense, whether the  
27 person is subject to a restraining order issued pursuant to the  
28 "Prevention of Domestic Violence Act of 1991," P.L.1991,  
29 c.261 (C.2C:25-17 et seq.) prohibiting the person from possessing  
30 any firearm, whether the person is subject to a protective order  
31 issued pursuant to the "Extreme Risk Protective Order Act of  
32 2018," P.L.2018, c.35 (C.2C:58-20 et al.) prohibiting the person  
33 from possessing any firearm, and other information as the  
34 superintendent shall deem necessary for the proper enforcement of  
35 this chapter. For the purpose of complying with this subsection, the  
36 applicant shall waive any statutory or other right of confidentiality  
37 relating to institutional confinement. The application shall be  
38 signed by the applicant and shall contain as references the names  
39 and addresses of two reputable citizens personally acquainted with  
40 him.

41 Application blanks shall be obtainable from the superintendent,  
42 from any other officer authorized to grant a permit or identification  
43 card, and from licensed retail dealers, or shall be made available  
44 through an online process established or made available by the  
45 superintendent.

46 The chief police officer or the superintendent shall obtain the  
47 fingerprints of the applicant and shall have them compared with any  
48 and all records of fingerprints in the municipality and county in

1 which the applicant resides and also the records of the State Bureau  
2 of Identification and the Federal Bureau of Investigation, provided  
3 that an applicant for a handgun purchase permit who possesses a  
4 valid firearms purchaser identification card, or who has previously  
5 obtained a handgun purchase permit from the same licensing  
6 authority for which he was previously fingerprinted, and who  
7 provides other reasonably satisfactory proof of his identity, need not  
8 be fingerprinted again; however, the chief police officer or the  
9 superintendent shall proceed to investigate the application to  
10 determine whether or not the applicant has become subject to any of  
11 the disabilities set forth in this chapter.

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

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

42 g. Disposition of fees. All fees for permits shall be paid to the  
43 State Treasury if the permit is issued by the superintendent, to the  
44 municipality if issued by the chief of police, and to the county  
45 treasurer if issued by the judge of the Superior Court.

46 h. Form of permit; quadruplicate; disposition of copies.

47 **【The】** (1) Except as otherwise provided in paragraph (2) of this  
48 subsection, the permit shall be in the form prescribed by the

1 superintendent and shall be issued to the applicant in quadruplicate.  
2 Prior to the time he receives the handgun from the seller, the  
3 applicant shall deliver to the seller the permit in quadruplicate and  
4 the seller shall complete all of the information required on the form.  
5 Within five days of the date of the sale, the seller shall forward the  
6 original copy to the superintendent and the second copy to the chief  
7 of police of the municipality in which the purchaser resides, except  
8 that in a municipality having no chief of police, the copy shall be  
9 forwarded to the superintendent. The third copy shall then be  
10 returned to the purchaser with the pistol or revolver and the fourth  
11 copy shall be kept by the seller as a permanent record.

12 (2) The requirements of this subsection concerning the delivery  
13 and form of permit and disposition of copies shall not be applicable  
14 when these functions may be completed by utilizing an electronic  
15 system as described in paragraph (2) of subsection b. of  
16 N.J.S.2C:58-2 or section 4 of P.L. , c. (C. ) (pending before  
17 the Legislature as this bill).

18 i. Restriction on number of firearms person may purchase.  
19 Only one handgun shall be purchased or delivered on each permit  
20 and no more than one handgun shall be purchased within any 30-  
21 day period, but this limitation shall not apply to:

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

25 (2) a collector of handguns as curios or relics as defined in Title  
26 18, United States Code, section 921 (a) (13) who has in his  
27 possession a valid Collector of Curios and Relics License issued by  
28 the federal Bureau of Alcohol, Tobacco, Firearms and Explosives;

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

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

33 (5) any transaction where the person has purchased a handgun  
34 from a licensed retail dealer and has returned that handgun to the  
35 dealer in exchange for another handgun within 30 days of the  
36 original transaction, provided the retail dealer reports the exchange  
37 transaction to the superintendent; or

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

41 The provisions of this subsection shall not be construed to afford  
42 or authorize any other exemption from the regulatory provisions  
43 governing firearms set forth in chapter 39 and chapter 58 of Title  
44 2C of the New Jersey Statutes;

45 A person shall not be restricted as to the number of rifles or  
46 shotguns he may purchase, provided he possesses a valid firearms  
47 purchaser identification card and provided further that he signs the

1 certification required in subsection b. of this section for each  
2 transaction.

3 j. Firearms passing to heirs or legatees. Notwithstanding any  
4 other provision of this section concerning the transfer, receipt or  
5 acquisition of a firearm, a permit to purchase or a firearms  
6 purchaser identification card shall not be required for the passing of  
7 a firearm upon the death of an owner thereof to his heir or legatee,  
8 whether the same be by testamentary bequest or by the laws of  
9 intestacy. The person who shall so receive, or acquire the firearm  
10 shall, however, be subject to all other provisions of this chapter. If  
11 the heir or legatee of the firearm does not qualify to possess or carry  
12 it, he may retain ownership of the firearm for the purpose of sale for  
13 a period not exceeding 180 days, or for a further limited period as  
14 may be approved by the chief law enforcement officer of the  
15 municipality in which the heir or legatee resides or the  
16 superintendent, provided that the firearm is in the custody of the  
17 chief law enforcement officer of the municipality or the  
18 superintendent during that period.

19 k. Sawed-off shotguns. Nothing in this section shall be  
20 construed to authorize the purchase or possession of any sawed-off  
21 shotgun.

22 l. Nothing in this section and in N.J.S.2C:58-2 shall apply to  
23 the sale or purchase of a visual distress signalling device approved  
24 by the United States Coast Guard, solely for possession on a private  
25 or commercial aircraft or any boat; provided, however, that no  
26 person under the age of 18 years shall purchase nor shall any person  
27 sell to a person under the age of 18 years a visual distress signalling  
28 device.

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

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

42 (cf: P.L.2018, c.36, s.1)]<sup>1</sup>

43

44 <sup>1</sup>3. N.J.S.2C:58-3 is amended to read as follows:

45 2C:58-3. a. Permit to purchase a handgun.

46 (1) No person shall sell, give, transfer, assign or otherwise  
47 dispose of, nor receive, purchase, or otherwise acquire a handgun  
48 unless the purchaser, assignee, donee, receiver or holder is licensed

1 as a dealer under this chapter or has first secured a permit to  
2 purchase a handgun as provided by this section.

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

7 The provisions of this paragraph shall not apply if the transaction  
8 is:

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

11 (b) between law enforcement officers;

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

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

19 (3) Prior to a transaction conducted pursuant to this subsection,  
20 the retail dealer shall complete a National Instant Criminal  
21 Background Check of the person acquiring the handgun. In  
22 addition:

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

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

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

32 (d) any record produced pursuant to this subsection shall not be  
33 considered a public record pursuant to P.L.1963, c.73 (C.47:1A-  
34 1 et seq.) or P.L.2001, c.404 (C.47:1A-5 et al.).

35 b. Firearms purchaser identification card.

36 (1) No person shall sell, give, transfer, assign or otherwise  
37 dispose of nor receive, purchase or otherwise acquire an antique  
38 cannon or a rifle or shotgun, other than an antique rifle or shotgun,  
39 unless the purchaser, assignee, donee, receiver or holder is licensed  
40 as a dealer under this chapter or possesses a valid firearms  
41 purchaser identification card, and first exhibits the card to the seller,  
42 donor, transferor or assignor, and unless the purchaser, assignee,  
43 donee, receiver or holder signs a written certification, on a form  
44 prescribed by the superintendent, which shall indicate that he  
45 presently complies with the requirements of subsection c. of this  
46 section and shall contain his name, address and firearms purchaser  
47 identification card number or dealer's registration number. The  
48 certification shall be retained by the seller, as provided in paragraph

1 (4) of subsection a. of N.J.S.2C:58-2, or, in the case of a person  
2 who is not a dealer, it may be filed with the chief of police of the  
3 municipality in which he resides or with the superintendent.

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

9 The provisions of this paragraph shall not apply if the transaction  
10 is:

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

13 (b) between law enforcement officers;

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

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

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

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

28 (b) every retail dealer shall maintain a record of transactions  
29 conducted pursuant to this section which shall be maintained at the  
30 address set forth on the retail dealer's license for inspection by a law  
31 enforcement officer during reasonable hours;

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

34 (d) any record produced pursuant to this subsection shall not be  
35 considered a public record pursuant to P.L.1963, c.73 (C.47:1A-  
36 1 et seq.) or P.L.2001, c.404 (C.47:1A-5 et al.).

37 c. Who may obtain. No person of good character and good  
38 repute in the community in which he lives, and who is not subject to  
39 any of the disabilities set forth in this section or other sections of  
40 this chapter, shall be denied a permit to purchase a handgun or a  
41 firearms purchaser identification card, except as hereinafter set  
42 forth. No handgun purchase permit or firearms purchaser  
43 identification card shall be issued:

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



- 1 (2) To any drug-dependent person as defined in section 2 of  
2 P.L.1970, c.226 (C.24:21-2), to any person who is confined for a  
3 mental disorder to a hospital, mental institution or sanitarium, or to  
4 any person who is presently an habitual drunkard;
- 5 (3) To any person who suffers from a physical defect or disease  
6 which would make it unsafe for him to handle firearms, to any  
7 person who has ever been confined for a mental disorder, or to any  
8 alcoholic unless any of the foregoing persons produces a certificate  
9 of a medical doctor or psychiatrist licensed in New Jersey, or other  
10 satisfactory proof, that he is no longer suffering from that particular  
11 disability in a manner that would interfere with or handicap him in  
12 the handling of firearms; to any person who knowingly falsifies any  
13 information on the application form for a handgun purchase permit  
14 or firearms purchaser identification card;
- 15 (4) To any person under the age of 18 years for a firearms  
16 purchaser identification card and to any person under the age of 21  
17 years for a permit to purchase a handgun;
- 18 (5) To any person where the issuance would not be in the interest  
19 of the public health, safety or welfare;
- 20 (6) To any person who is subject to a restraining order issued  
21 pursuant to the "Prevention of Domestic Violence Act of 1991",  
22 P.L.1991, c.261 (C.2C:25-17 et seq.) prohibiting the person from  
23 possessing any firearm;
- 24 (7) To any person who as a juvenile was adjudicated delinquent  
25 for an offense which, if committed by an adult, would constitute a  
26 crime and the offense involved the unlawful use or possession of a  
27 weapon, explosive or destructive device or is enumerated in  
28 subsection d. of section 2 of P.L.1997, c.117 (C.2C:43-7.2);
- 29 (8) To any person whose firearm is seized pursuant to the  
30 "Prevention of Domestic Violence Act of 1991", P.L.1991, c.261  
31 (C.2C:25-17 et seq.) and whose firearm has not been returned; or
- 32 (9) To any person named on the consolidated Terrorist Watchlist  
33 maintained by the Terrorist Screening Center administered by the  
34 Federal Bureau of Investigation;
- 35 (10) To any person who is subject to a court order prohibiting the  
36 custody, control, ownership, purchase, possession, or receipt of a  
37 firearm or ammunition issued pursuant to the "Extreme Risk  
38 Protective Order Act of 2018", P.L.2018, c.35 (C.2C:58-20 et al.);  
39 or
- 40 (11) To any person who is subject to a court order prohibiting the  
41 custody, control, ownership, purchase, possession, or receipt of a  
42 firearm or ammunition issued pursuant to P.L.2021, c.327  
43 (C.2C:12-14 et al.).
- 44 d. Issuance. The chief of police of an organized full-time  
45 police department of the municipality where the applicant resides or  
46 the superintendent, in all other cases, shall upon application, issue  
47 to any person qualified under the provisions of subsection c. of this

1 section a permit to purchase a handgun or a firearms purchaser  
2 identification card.

3 Any person aggrieved by the denial of a permit or identification  
4 card may request a hearing in the Superior Court of the county in  
5 which he resides if he is a resident of New Jersey or in the Superior  
6 Court of the county in which his application was filed if he is a  
7 nonresident. The request for a hearing shall be made in writing  
8 within 30 days of the denial of the application for a permit or  
9 identification card. The applicant shall serve a copy of his request  
10 for a hearing upon the chief of police of the municipality in which  
11 he resides, if he is a resident of New Jersey, and upon the  
12 superintendent in all cases. The hearing shall be held and a record  
13 made thereof within 30 days of the receipt of the application for a  
14 hearing by the judge of the Superior Court. No formal pleading and  
15 no filing fee shall be required as a preliminary to a hearing.  
16 Appeals from the results of a hearing shall be in accordance with  
17 law.

18 e. Applications. Applications for permits to purchase a  
19 handgun and for firearms purchaser identification cards shall be in  
20 the form prescribed by the superintendent and shall set forth the  
21 name, residence, place of business, age, date of birth, occupation,  
22 sex and physical description, including distinguishing physical  
23 characteristics, if any, of the applicant, and shall state whether the  
24 applicant is a citizen, whether he is an alcoholic, habitual drunkard,  
25 drug-dependent person as defined in section 2 of P.L.1970, c.226  
26 (C.24:21-2), whether he has ever been confined or committed to a  
27 mental institution or hospital for treatment or observation of a  
28 mental or psychiatric condition on a temporary, interim or  
29 permanent basis, giving the name and location of the institution or  
30 hospital and the dates of confinement or commitment, whether he  
31 has been attended, treated or observed by any doctor or psychiatrist  
32 or at any hospital or mental institution on an inpatient or outpatient  
33 basis for any mental or psychiatric condition, giving the name and  
34 location of the doctor, psychiatrist, hospital or institution and the  
35 dates of the occurrence, whether he presently or ever has been a  
36 member of any organization which advocates or approves the  
37 commission of acts of force and violence to overthrow the  
38 Government of the United States or of this State, or which seeks to  
39 deny others their rights under the Constitution of either the United  
40 States or the State of New Jersey, whether he has ever been  
41 convicted of a crime or disorderly persons offense, whether the  
42 person is subject to a restraining order issued pursuant to the  
43 "Prevention of Domestic Violence Act of 1991", P.L.1991, c.261  
44 (C.2C:25-17 et seq.) prohibiting the person from possessing any  
45 firearm, whether the person is subject to a protective order issued  
46 pursuant to the "Extreme Risk Protective Order Act of 2018",  
47 P.L.2018, c.35 (C.2C:58-20 et al.), whether the person is subject to  
48 a protective order issued pursuant to P.L.2021, c.327 (C.2C:12-

1 14 et al.) prohibiting the person from possessing any firearm, and  
2 other information as the superintendent shall deem necessary for the  
3 proper enforcement of this chapter. For the purpose of complying  
4 with this subsection, the applicant shall waive any statutory or other  
5 right of confidentiality relating to institutional confinement. The  
6 application shall be signed by the applicant and shall contain as  
7 references the names and addresses of two reputable citizens  
8 personally acquainted with him.

9 Application blanks shall be obtainable from the superintendent,  
10 from any other officer authorized to grant a permit or identification  
11 card, and from licensed retail dealers, or shall be made available  
12 through an online process established or made available by the  
13 superintendent.

14 The chief police officer or the superintendent shall obtain the  
15 fingerprints of the applicant and shall have them compared with any  
16 and all records of fingerprints in the municipality and county in  
17 which the applicant resides and also the records of the State Bureau  
18 of Identification and the Federal Bureau of Investigation, provided  
19 that an applicant for a handgun purchase permit who possesses a  
20 valid firearms purchaser identification card, or who has previously  
21 obtained a handgun purchase permit from the same licensing  
22 authority for which he was previously fingerprinted, and who  
23 provides other reasonably satisfactory proof of his identity, need not  
24 be fingerprinted again; however, the chief police officer or the  
25 superintendent shall proceed to investigate the application to  
26 determine whether or not the applicant has become subject to any of  
27 the disabilities set forth in this chapter.

28 f. Granting of permit or identification card; fee; term; renewal;  
29 revocation. The application for the permit to purchase a handgun  
30 together with a fee of \$2, or the application for the firearms  
31 purchaser identification card together with a fee of \$5, shall be  
32 delivered or forwarded to the licensing authority who shall  
33 investigate the same and, unless good cause for the denial thereof  
34 appears, shall grant the permit or the identification card, or both, if  
35 application has been made therefor, within 30 days from the date of  
36 receipt of the application for residents of this State and within 45  
37 days for nonresident applicants. A permit to purchase a handgun  
38 shall be valid for a period of 90 days from the date of issuance and  
39 may be renewed by the issuing authority for good cause for an  
40 additional 90 days. A firearms purchaser identification card shall  
41 be valid until such time as the holder becomes subject to any of the  
42 disabilities set forth in subsection c. of this section, whereupon the  
43 card shall be void and shall be returned within five days by the  
44 holder to the superintendent, who shall then advise the licensing  
45 authority. Failure of the holder to return the firearms purchaser  
46 identification card to the superintendent within the five days shall  
47 be an offense under subsection a. of N.J.S.2C:39-10. Any firearms  
48 purchaser identification card may be revoked by the Superior Court

1 of the county wherein the card was issued, after hearing upon  
2 notice, upon a finding that the holder thereof no longer qualifies for  
3 the issuance of the permit. The county prosecutor of any county,  
4 the chief police officer of any municipality or any citizen may apply  
5 to the court at any time for the revocation of the card.

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

10 g. Disposition of fees. All fees for permits shall be paid to the  
11 State Treasury if the permit is issued by the superintendent, to the  
12 municipality if issued by the chief of police, and to the county  
13 treasurer if issued by the judge of the Superior Court.

14 h. Form of permit; quadruplicate; disposition of copies.

15 **【The】** (1) Except as otherwise provided in paragraph (2) of this  
16 subsection, the permit shall be in the form prescribed by the  
17 superintendent and shall be issued to the applicant in quadruplicate.  
18 Prior to the time he receives the handgun from the seller, the  
19 applicant shall deliver to the seller the permit in quadruplicate and  
20 the seller shall complete all of the information required on the form.  
21 Within five days of the date of the sale, the seller shall forward the  
22 original copy to the superintendent and the second copy to the chief  
23 of police of the municipality in which the purchaser resides, except  
24 that in a municipality having no chief of police, the copy shall be  
25 forwarded to the superintendent. The third copy shall then be  
26 returned to the purchaser with the pistol or revolver and the fourth  
27 copy shall be kept by the seller as a permanent record.

28 (2) The requirements of this subsection concerning the delivery  
29 and form of permit and disposition of copies shall not be applicable  
30 when these functions may be completed by utilizing an electronic  
31 system as described in paragraph (2) of subsection b. of  
32 N.J.S.2C:58-2 or section 5 of P.L. , c. (C. ) (pending before  
33 the Legislature as this bill).

34 i. Restriction on number of firearms person may purchase.  
35 Only one handgun shall be purchased or delivered on each permit  
36 and no more than one handgun shall be purchased within any 30-  
37 day period, but this limitation shall not apply to:

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

41 (2) a collector of handguns as curios or relics as defined in Title  
42 18, United States Code, section 921 (a) (13) who has in his  
43 possession a valid Collector of Curios and Relics License issued by  
44 the federal Bureau of Alcohol, Tobacco, Firearms and Explosives;

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

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

1 (5) any transaction where the person has purchased a handgun  
2 from a licensed retail dealer and has returned that handgun to the  
3 dealer in exchange for another handgun within 30 days of the  
4 original transaction, provided the retail dealer reports the exchange  
5 transaction to the superintendent; or

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

9 The provisions of this subsection shall not be construed to afford  
10 or authorize any other exemption from the regulatory provisions  
11 governing firearms set forth in chapter 39 and chapter 58 of Title  
12 2C of the New Jersey Statutes;

13 A person shall not be restricted as to the number of rifles or  
14 shotguns he may purchase, provided he possesses a valid firearms  
15 purchaser identification card and provided further that he signs the  
16 certification required in subsection b. of this section for each  
17 transaction.

18 j. Firearms passing to heirs or legatees. Notwithstanding any  
19 other provision of this section concerning the transfer, receipt or  
20 acquisition of a firearm, a permit to purchase or a firearms  
21 purchaser identification card shall not be required for the passing of  
22 a firearm upon the death of an owner thereof to his heir or legatee,  
23 whether the same be by testamentary bequest or by the laws of  
24 intestacy. The person who shall so receive, or acquire the firearm  
25 shall, however, be subject to all other provisions of this chapter. If  
26 the heir or legatee of the firearm does not qualify to possess or carry  
27 it, he may retain ownership of the firearm for the purpose of sale for  
28 a period not exceeding 180 days, or for a further limited period as  
29 may be approved by the chief law enforcement officer of the  
30 municipality in which the heir or legatee resides or the  
31 superintendent, provided that the firearm is in the custody of the  
32 chief law enforcement officer of the municipality or the  
33 superintendent during that period.

34 k. Sawed-off shotguns. Nothing in this section shall be  
35 construed to authorize the purchase or possession of any sawed-off  
36 shotgun.

37 l. Nothing in this section and in N.J.S.2C:58-2 shall apply to  
38 the sale or purchase of a visual distress signalling device approved  
39 by the United States Coast Guard, solely for possession on a private  
40 or commercial aircraft or any boat; provided, however, that no  
41 person under the age of 18 years shall purchase nor shall any person  
42 sell to a person under the age of 18 years a visual distress signalling  
43 device.

44 m. The provisions of subsections a. and b. of this section and  
45 paragraphs (4) and (5) of subsection a. of N.J.S.2C:58-2 shall not  
46 apply to the purchase of firearms by a law enforcement agency for  
47 use by law enforcement officers in the actual performance of the  
48 current or former judge's duties, which purchase may be made

1 directly from a manufacturer or from a licensed dealer located in  
2 this State or any other state.

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

9 (cf: P.L.2021, c.327, s.6)

10

11 4. Section 1 of P.L.2007, c.318 (C.2C:58-3.3) is amended to  
12 read as follows:

13 1. a. As used in this act **["handgun"]**:

14 "Ammunition" means an object consisting of all of the following  
15 components: a fixed metallic or nonmetallic hull casing containing  
16 a primer; one or more projectiles, one or more bullets, or shot; and  
17 gunpowder. All of the specified components shall be present for an  
18 object to be ammunition. As used in this section, ammunition shall  
19 not include, without limitation, blank ammunition, air gun pellets,  
20 flare gun ammunition, nail gun ammunition, paint ball ammunition,  
21 or any non-fixed ammunition.

22 "Handgun ammunition" means ammunition **["specifically"]**  
23 designed **["to"]** such that it may be used **["only"]** in a handgun,  
24 including ammunition specifically designed to be used only in a  
25 handgun, as well as ammunition intended for use in any other  
26 firearm and which may be interchangeable between rifles and  
27 handguns. "Handgun ammunition" shall not include **["blank**  
28 ammunition, air gun pellets, flare gun ammunition, nail gun  
29 ammunition, paint ball ammunition, or any non-fixed**"]** ammunition  
30 specifically designed to be used only in a rifle or shotgun.

31 b. **["No"]** A person shall **["not"]** sell, give, transfer, assign or  
32 otherwise dispose of, or receive, purchase, or otherwise acquire  
33 handgun ammunition unless the purchaser, assignee, donee, receiver  
34 or holder is licensed as a manufacturer, wholesaler, or dealer under  
35 this chapter or is the holder of and possesses a valid firearms  
36 purchaser identification card, a valid copy of a permit to purchase a  
37 handgun, or a valid permit to carry a handgun and first exhibits  
38 **["such"]** the card or permit to the seller, donor, transferor, or assignor  
39 along with a valid, current driver's license; valid, current nondriver  
40 identification card; or other valid, current government-issued form  
41 of photo identification.

42 c. No person shall sell, give, transfer, assign, or otherwise  
43 dispose of handgun ammunition to a person who is under 21 years  
44 of age.

45 d. The provisions of this section shall not apply to a collector  
46 of firearms or ammunition as curios or relics who purchases,  
47 receives, acquires, possesses, or transfers handgun ammunition

1 which is recognized as being historical in nature or of historical  
2 significance.

3 e. A person who violates this section shall be guilty of a crime  
4 of the fourth degree, except that nothing contained herein shall be  
5 construed to prohibit the sale, transfer, assignment or disposition of  
6 handgun ammunition to or the purchase, receipt or acceptance of  
7 ammunition by a law enforcement agency or law enforcement  
8 official for law enforcement purposes.

9 f. Nothing in this section shall be construed to prohibit the  
10 transfer of ammunition for use in a lawfully transferred firearm in  
11 accordance with the provisions of section 1 of P.L.1992,  
12 c.74 (C.2C:58-3.1), section 1 of P.L.1997, c.375 (C.2C:58-3.2) or  
13 section 14 of P.L.1979, c.179 (C.2C:58-6.1).

14 g. Nothing in this section shall be construed to prohibit the sale  
15 of a de minimis amount of handgun ammunition at a firearms range  
16 operated by a licensed dealer; a law enforcement agency; a legally  
17 recognized military organization; or a rifle or pistol club which has  
18 filed a copy of its charter with the superintendent for immediate use  
19 at that range.

20 (cf: P.L.2007, c.318, s.1)

21

22 5. (New section) a. (1) The Superintendent of State Police  
23 shall develop a program for retail dealers of handgun ammunition to  
24 electronically report a record of any transaction involving the sale,  
25 transfer, assignment, or disposition of handgun ammunition and  
26 information relating to each transaction. The reported information  
27 shall include: the date of the transaction; the name of the  
28 manufacturer, the caliber or gauge, and the quantity of ammunition  
29 sold or transferred; the name, address, and date of birth of the  
30 purchaser; the identification used to establish the identity of the  
31 purchaser; and any other information the superintendent may  
32 require.

33 (2) Subject to the time limitations established in paragraph (2)  
34 of subsection c. of <sup>1</sup>[section 2 of P.L. , c. (C. ) (pending  
35 before the Legislature as this bill)] N.J.S.2C:58-2<sup>1</sup>, every retail  
36 dealer of ammunition as defined in section 1 of P.L.2007, c.318  
37 (C.2C:58-3.3) shall electronically report to the superintendent a  
38 record of any transaction involving the sale, transfer, assignment, or  
39 disposition of handgun ammunition by utilizing the program  
40 developed pursuant to this subsection.

41 <sup>1</sup>Any transaction involving the sale, transfer, assignment, or  
42 disposition of 2,000 or more rounds of handgun ammunition and  
43 information relating to each transaction shall be immediately  
44 reported to the superintendent in accordance with this section and  
45 paragraph (3) of subsection b. of N.J.S.2C:58-2.<sup>1</sup>

46 A retail dealer may charge a fee determined by the  
47 superintendent for a transaction electronically reported pursuant to  
48 this subsection.

1       <sup>2</sup>[b. (1) The superintendent shall develop a program for retail  
2 dealers to electronically report a record of any transaction involving  
3 the sale, transfer, assignment, or disposition of a firearm and  
4 information relating to each transaction.

5       (2) Within a timeframe as determined by the superintendent,  
6 every retail dealer of firearms shall electronically report to the  
7 superintendent a record of any transaction involving the sale,  
8 transfer, assignment, or disposition of a firearm by utilizing the  
9 program developed pursuant to this subsection.

10      c.] b.<sup>2</sup> The superintendent shall establish a searchable,  
11 electronic database containing the information reported pursuant  
12 <sup>2</sup>[subsections] to subsection<sup>2</sup> a. <sup>2</sup>[and b.]<sup>2</sup> of this section, which  
13 shall be available to law enforcement officers. <sup>1</sup>The Attorney  
14 General shall have access to the information stored in the database  
15 which shall be used for law enforcement purposes.<sup>1</sup> The  
16 superintendent also shall establish security procedures to protect the  
17 confidentiality of the information contained in the database, which  
18 shall prevent access to the information by any person or entity that  
19 is not lawfully entitled to it.

20      <sup>2</sup>[d.] c.<sup>2</sup> The superintendent shall develop an Internet-based or  
21 other electronic system to process or facilitate the processing of any  
22 or all of the following: application for and issuance of firearms  
23 purchaser identification cards, permits to purchase a handgun, or  
24 other permits authorized under this chapter.

25      <sup>2</sup>[e.] d.<sup>2</sup> Any record reported or produced pursuant to this  
26 section shall not be considered a public record or government  
27 record pursuant to P.L.1963, c.73 (C.47:1A-1 et seq.) or P.L.2001,  
28 c.404 (C.47:1A-5 et al.).

29

30      6. This act shall take effect <sup>1</sup>[immediately] on the first day of  
31 the seventh month next following the date of enactment, except the  
32 Attorney General may take such anticipatory administrative action  
33 in advance as shall be necessary for the implementation of this act<sup>1</sup>.