

ASSEMBLY, No. 5484

STATE OF NEW JERSEY
220th LEGISLATURE

INTRODUCED MAY 18, 2023

Sponsored by:
Assemblyman PARKER SPACE
District 24 (Morris, Sussex and Warren)

SYNOPSIS

Concerns certain sale and possession of firearms; repeals personalized handgun law.

CURRENT VERSION OF TEXT

As introduced.



1 AN ACT concerning firearms and amending, supplementing, and
2 repealing various parts of the statutory law

3

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

6

7 1. (New section) A person licensed or registered as a
8 manufacturer, wholesale dealer of firearms, retail dealer of
9 firearms, or an agent or employee of a manufacturer, wholesale, or
10 retail dealer of firearms acting in the course of the person's
11 employment shall be permitted to sell, assign or otherwise transfer
12 any new semi-automatic handgun regardless of whether the
13 handgun is equipped with microstamping technology that imprints
14 an alpha-numeric or geometric code on the cartridge case when the
15 semi-automatic handgun is fired that identifies the make, model,
16 and serial number of the handgun.

17

18 2. (New section) A person shall not be required to obtain a
19 firearm liability insurance policy in order to possess a firearm
20 lawfully in this State.

21

22 3. N.J.S.2C:39-1 is amended to read as follows:

23 2C:39-1. Definitions. The following definitions apply to this
24 chapter and to chapter 58:

25 a. "Antique firearm" means any rifle or shotgun and "antique
26 cannon" means a destructive device defined in paragraph (3) of
27 subsection c. of this section, if the rifle, shotgun or destructive
28 device, or replica thereof, as the case may be, is incapable of being
29 fired or discharged, or which does not fire fixed ammunition,
30 regardless of date of manufacture, or was manufactured before 1898
31 for which cartridge ammunition is not commercially available, and
32 is possessed as a curiosity or ornament or for its historical
33 significance or value.

34 b. "Deface" means to remove, deface, cover, alter or destroy
35 the name of the maker, model designation, manufacturer's serial
36 number or any other distinguishing identification mark or number
37 on any firearm.

38 c. "Destructive device" means any device, instrument or object
39 designed to explode or produce uncontrolled combustion, including:

40 (1) any explosive or incendiary bomb, mine or grenade;

41 (2) any rocket having a propellant charge of more than four
42 ounces or any missile having an explosive or incendiary charge of
43 more than one-quarter of an ounce;

44 (3) any weapon capable of firing a projectile of a caliber greater
45 than 60 caliber, except a shotgun or shotgun ammunition generally
46 recognized as suitable for sporting purposes;

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 (4) any Molotov cocktail or other device consisting of a
2 breakable container containing flammable liquid and having a wick
3 or similar device capable of being ignited. The term shall not
4 include any device manufactured for the purpose of illumination,
5 distress signaling, line-throwing, safety or similar purposes; or

6 (5) any center-fire rifle that is capable of firing a .50 BMG
7 cartridge as defined in subsection mm. of this section.

8 The provisions of this paragraph shall not apply to any antique
9 firearm as defined in subsection a. of this section or any "curio or
10 relic" as defined in 27 CFR 478.11.

11 The provisions of this paragraph also shall not apply to a weapon
12 solely used to fire blank ammunition for the purpose of a living
13 historical reenactment as defined in subsection nn. of this section.

14 d. "Dispose of" means to give, give away, lease, loan, keep for
15 sale, offer, offer for sale, sell, transfer, or otherwise transfer
16 possession.

17 e. "Explosive" means any chemical compound or mixture that
18 is commonly used or is possessed for the purpose of producing an
19 explosion and which contains any oxidizing and combustible
20 materials or other ingredients in such proportions, quantities or
21 packing that an ignition by fire, by friction, by concussion or by
22 detonation of any part of the compound or mixture may cause such
23 a sudden generation of highly heated gases that the resultant
24 gaseous pressures are capable of producing destructive effects on
25 contiguous objects. The term shall not include small arms
26 ammunition, or explosives in the form prescribed by the official
27 United States Pharmacopoeia.

28 f. "Firearm" means any handgun, rifle, shotgun, machine gun,
29 automatic or semi-automatic rifle, or any gun, device or instrument
30 in the nature of a weapon from which may be fired or ejected any
31 solid projectable ball, slug, pellet, missile or bullet, or any gas,
32 vapor or other noxious thing, by means of a cartridge or shell or by
33 the action of an explosive or the igniting of flammable or explosive
34 substances. It shall also include, without limitation, any firearm
35 which is in the nature of an air gun, spring gun or pistol or other
36 weapon of a similar nature in which the propelling force is a spring,
37 elastic band, carbon dioxide, compressed or other gas or vapor, air
38 or compressed air, or is ignited by compressed air, and ejecting a
39 bullet or missile smaller than three-eighths of an inch in diameter,
40 with sufficient force to injure a person.

41 g. "Firearm silencer" means any instrument, attachment,
42 weapon or appliance for causing the firing of any gun, revolver,
43 pistol or other firearm to be silent, or intended to lessen or muffle
44 the noise of the firing of any gun, revolver, pistol or other firearm.

45 h. "Gravity knife" means any knife which has a blade which is
46 released from the handle or sheath thereof by the force of gravity or
47 the application of centrifugal force.

- 1 i. "Machine gun" means any firearm, mechanism or instrument
2 not requiring that the trigger be pressed for each shot and having a
3 reservoir, belt or other means of storing and carrying ammunition
4 which can be loaded into the firearm, mechanism or instrument and
5 fired therefrom. A machine gun also shall include, without
6 limitation, any firearm with a trigger crank attached.
- 7 j. "Manufacturer" means any person who receives or obtains
8 raw materials or parts and processes them into firearms or finished
9 parts of firearms, except a person who exclusively processes grips,
10 stocks and other nonmetal parts of firearms. The term does not
11 include a person who repairs existing firearms or receives new and
12 used raw materials or parts solely for the repair of existing firearms.
- 13 k. "Handgun" means any pistol, revolver or other firearm
14 originally designed or manufactured to be fired by the use of a
15 single hand.
- 16 l. "Retail dealer" means any person including a gunsmith,
17 except a manufacturer or a wholesale dealer, who sells, transfers or
18 assigns for a fee or profit any firearm or parts of firearms or
19 ammunition which he has purchased or obtained with the intention,
20 or for the purpose, of reselling or reassigning to persons who are
21 reasonably understood to be the ultimate consumers, and includes
22 any person who is engaged in the business of repairing firearms or
23 who sells any firearm to satisfy a debt secured by the pledge of a
24 firearm.
- 25 m. "Rifle" means any firearm designed to be fired from the
26 shoulder and using the energy of the explosive in a fixed metallic
27 cartridge to fire a single projectile through a rifled bore for each
28 single pull of the trigger.
- 29 n. "Shotgun" means any firearm designed to be fired from the
30 shoulder and using the energy of the explosive in a fixed shotgun
31 shell to fire through a smooth bore either a number of ball shots or a
32 single projectile for each pull of the trigger, or any firearm designed
33 to be fired from the shoulder which does not fire fixed ammunition.
- 34 o. "Sawed-off shotgun" means any shotgun having a barrel or
35 barrels of less than 18 inches in length measured from the breech to
36 the muzzle, or a rifle having a barrel or barrels of less than 16
37 inches in length measured from the breech to the muzzle, or any
38 firearm made from a rifle or a shotgun, whether by alteration, or
39 otherwise, if such firearm as modified has an overall length of less
40 than 26 inches.
- 41 p. "Switchblade knife" means any knife or similar device
42 which has a blade which opens automatically by hand pressure
43 applied to a button, spring or other device in the handle of the knife.
- 44 q. "Superintendent" means the Superintendent of the State
45 Police.
- 46 r. "Weapon" means anything readily capable of lethal use or of
47 inflicting serious bodily injury. The term includes, but is not
48 limited to, all (1) firearms, even though not loaded or lacking a clip

1 or other component to render them immediately operable; (2)
2 components which can be readily assembled into a weapon; (3)
3 gravity knives, switchblade knives, daggers, dirks, stilettos, or other
4 dangerous knives, billies, blackjacks, bludgeons, metal knuckles,
5 sandclubs, slingshots, cesti or similar leather bands studded with
6 metal filings or razor blades imbedded in wood; and (4) stun guns;
7 and any weapon or other device which projects, releases, or emits
8 tear gas or any other substance intended to produce temporary
9 physical discomfort or permanent injury through being vaporized or
10 otherwise dispensed in the air.

11 s. "Wholesale dealer" means any person, except a
12 manufacturer, who sells, transfers, or assigns firearms, or parts of
13 firearms, to persons who are reasonably understood not to be the
14 ultimate consumers, and includes persons who receive finished
15 parts of firearms and assemble them into completed or partially
16 completed firearms, in furtherance of such purpose, except that it
17 shall not include those persons dealing exclusively in grips, stocks
18 and other nonmetal parts of firearms.

19 t. "Stun gun" means any weapon or other device which emits
20 an electrical charge or current intended to temporarily or
21 permanently disable a person.

22 u. "Ballistic knife" means any weapon or other device capable
23 of lethal use and which can propel a knife blade.

24 v. "Imitation firearm" means an object or device reasonably
25 capable of being mistaken for a firearm.

26 w. "Assault firearm" means:

27 (1) The following firearms:

28 Algimec AGM1 type

29 Any shotgun with a revolving cylinder such as the "Street
30 Sweeper" or "Striker 12"

31 Armalite AR-180 type

32 Australian Automatic Arms SAR

33 Avtomat Kalashnikov type semi-automatic firearms

34 Beretta AR-70 and BM59 semi-automatic firearms

35 Bushmaster Assault Rifle

36 Calico M-900 Assault carbine and M-900

37 CETME G3

38 Chartered Industries of Singapore SR-88 type

39 Colt AR-15 and CAR-15 series

40 Daewoo K-1, K-2, Max 1 and Max 2, AR 100 types

41 Demro TAC-1 carbine type

42 Encom MP-9 and MP-45 carbine types

43 FAMAS MAS223 types

44 FN-FAL, FN-LAR, or FN-FNC type semi-automatic firearms

45 Franchi SPAS 12 and LAW 12 shotguns

46 G3SA type

47 Galil type Heckler and Koch HK91, HK93, HK94, MP5, PSG-1

48 Intratec TEC 9 and 22 semi-automatic firearms

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- 1 M1 carbine type
- 2 M14S type
- 3 MAC 10, MAC 11, MAC 11-9mm carbine type firearms
- 4 PJK M-68 carbine type
- 5 Plainfield Machine Company Carbine
- 6 Ruger K-Mini-14/5F and Mini-14/5RF
- 7 SIG AMT, SIG 550SP, SIG 551SP, SIG PE-57 types
- 8 SKS with detachable magazine type
- 9 Spectre Auto carbine type
- 10 Springfield Armory BM59 and SAR-48 type
- 11 Sterling MK-6, MK-7 and SAR types
- 12 Steyr A.U.G. semi-automatic firearms
- 13 USAS 12 semi-automatic type shotgun
- 14 Uzi type semi-automatic firearms
- 15 Valmet M62, M71S, M76, or M78 type semi-automatic firearms
- 16 Weaver Arm Nighthawk.
- 17 (2) Any firearm manufactured under any designation which is
- 18 substantially identical to any of the firearms listed above.
- 19 (3) A semi-automatic shotgun with either a magazine capacity
- 20 exceeding six rounds, a pistol grip, or a folding stock.
- 21 (4) A semi-automatic rifle with a fixed magazine capacity
- 22 exceeding 10 rounds. "Assault firearm" shall not include a semi-
- 23 automatic rifle which has an attached tubular device and which is
- 24 capable of operating only with .22 caliber rimfire ammunition.
- 25 (5) A part or combination of parts designed or intended to
- 26 convert a firearm into an assault firearm, or any combination of
- 27 parts from which an assault firearm may be readily assembled if
- 28 those parts are in the possession or under the control of the same
- 29 person.
- 30 (6) A firearm with a bump stock attached.
- 31 x. "Semi-automatic" means a firearm which fires a single
- 32 projectile for each single pull of the trigger and is self-reloading or
- 33 automatically chambers a round, cartridge, or bullet.
- 34 y. "Large capacity ammunition magazine" means a box, drum,
- 35 tube or other container which is capable of holding more than 10
- 36 rounds of ammunition to be fed continuously and directly therefrom
- 37 into a semi-automatic firearm. The term shall not include an
- 38 attached tubular device which is capable of holding only .22 caliber
- 39 rimfire ammunition.
- 40 z. "Pistol grip" means a well-defined handle, similar to that
- 41 found on a handgun, that protrudes conspicuously beneath the
- 42 action of the weapon, and which permits the shotgun to be held and
- 43 fired with one hand.
- 44 aa. "Antique handgun" means a handgun manufactured before
- 45 1898, or a replica thereof, which is recognized as being historical in
- 46 nature or of historical significance and either (1) utilizes a match,
- 47 friction, flint, or percussion ignition, or which utilizes a pin-fire
- 48 cartridge in which the pin is part of the cartridge or (2) does not fire

1 fixed ammunition or for which cartridge ammunition is not
2 commercially available.

3 bb. "Trigger lock" means a commercially available device
4 approved by the Superintendent of State Police which is operated
5 with a key or combination lock that prevents a firearm from being
6 discharged while the device is attached to the firearm. It may
7 include, but need not be limited to, devices that obstruct the barrel
8 or cylinder of the firearm, as well as devices that immobilize the
9 trigger.

10 cc. "Trigger locking device" means a device that, if installed on a
11 firearm and secured by means of a key or mechanically,
12 electronically or electromechanically operated combination lock,
13 prevents the firearm from being discharged without first
14 deactivating or removing the device by means of a key or
15 mechanically, electronically or electromechanically operated
16 combination lock.

17 dd. **["Personalized handgun" means a handgun which**
18 **incorporates within its design a permanent programmable feature as**
19 **part of its manufacture that cannot be deactivated and renders the**
20 **personalized handgun reasonably resistant to being fired except**
21 **when activated by the lawful owner or other authorized user. No**
22 **make or model of a handgun shall be deemed to be a "personalized**
23 **handgun" unless the Personalized Handgun Authorization**
24 **Commission established pursuant to section 1 of P.L.2019, c.164**
25 **(C.2C:58-2.7) has determined, in accordance with section 2 of**
26 **P.L.2019, c.164 (C.2C:58-2.8), that the personalized handgun meets**
27 **the performance standards and qualifying criteria established**
28 **pursuant to section 2 of P.L.2019, c.164 (C.2C:58-2.8).】** (Deleted
29 by amendment, P.L. , c.) (pending before the Legislature as this
30 bill)

31 ee. "Bump stock" means any device or instrument for a firearm
32 that increases the rate of fire achievable with the firearm by using
33 energy from the recoil of the firearm to generate a reciprocating
34 action that facilitates repeated activation of the trigger.

35 ff. "Trigger crank" means any device or instrument to be
36 attached to a firearm that repeatedly activates the trigger of the
37 firearm through the use of a lever or other part that is turned in a
38 circular motion; provided, however, the term shall not include any
39 weapon initially designed and manufactured to fire through the use
40 of a crank or lever.

41 gg. "Armor piercing ammunition" means: (1) a projectile or
42 projectile core which may be used in a handgun and is constructed
43 entirely, excluding the presence of traces of other substances, from
44 one or a combination of tungsten alloys, steel, iron, brass, bronze,
45 beryllium copper, or depleted uranium; or (2) a full jacketed
46 projectile larger than .22 caliber designed and intended for use in a
47 handgun and whose jacket has a weight of more than 25 percent of
48 the total weight of the projectile. "Armor piercing ammunition"

1 shall not include shotgun shot required by federal or State
2 environmental or game regulations for hunting purposes, a frangible
3 projectile designed for target shooting, a projectile which the United
4 States Attorney General finds is primarily intended to be used for
5 sporting purposes, or any other projectile or projectile core which
6 the United States Attorney General finds is intended to be used for
7 industrial purposes, including a charge used in an oil gas well
8 perforating device.

9 hh. "Covert firearm" means any firearm that is constructed in a
10 shape or configuration such that it does not resemble a handgun,
11 rifle, shotgun, or machine gun including, but not limited to, a
12 firearm that resembles a key-chain, pen, cigarette lighter, cigarette
13 package, cellphone, smart phone, wallet, or cane.

14 ii. "Undetectable firearm" means a firearm that: (1) after removal
15 of all parts other than major components, is not as detectable as the
16 Security Exemplar, by walk-through metal detectors calibrated and
17 operated to detect the Security Exemplar; or (2) includes a major
18 component which, if the firearm were subjected to inspection by the
19 types of detection devices commonly used at airports for security
20 screening, would not generate an image that accurately depicts the
21 shape of the component. "Undetectable firearm" shall not be
22 construed to include a firearm subject to the provisions of
23 paragraphs (3) through (6) of subsection (p) of 18 U.S.C. s.922.

24 jj. "Major component" means the slide or cylinder or the frame
25 or receiver of a firearm and, in the case of a rifle or shotgun, also
26 includes the barrel.

27 kk. "Security Exemplar" means the Security Exemplar fabricated
28 in accordance with subparagraph (C) of paragraph (2) of subsection
29 (p) of 18 U.S.C. s.922.

30 ll. **["Authorized user" means the lawful owner of a personalized**
31 **handgun or a person to whom the owner has given consent to use**
32 **the personalized handgun.]** (Deleted by amendment, P.L. , c.)
33 (pending before the Legislature as this bill)

34 mm. ".50 BMG cartridge" means a cartridge that is designed and
35 intended to be fired from a center-fire rifle and that meets all of the
36 following criteria:

37 (1) it has an overall length of 5.54 inches from the base to the tip
38 of the bullet;

39 (2) the bullet diameter for the cartridge is from .510 inches to
40 and including .511 inch;

41 (3) the case base diameter for the cartridge is from .800 inches to
42 and including .804 inch; and

43 (4) the cartridge case length is 3.91 inches.

44 nn. "Living historical reenactment" means a depiction of
45 historical characters, scenes, historical life, or events for
46 entertainment, education, or historical documentation through the
47 wearing or use of period, historical, antique or vintage clothing,

1 accessories, firearms, weapons, and other implements of the
2 historical period.

3 (cf: P.L.2022, c.54, s.61
4

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

6 2C:58-2. a. Licensing of retail dealers and their employees. No
7 retail dealer of firearms nor any employee of a retail dealer shall
8 sell or expose for sale, or possess with the intent of selling, any
9 firearm unless licensed to do so as hereinafter provided. The
10 superintendent shall prescribe standards and qualifications for retail
11 dealers of firearms and their employees for the protection of the
12 public safety, health and welfare.

13 Applications shall be made in the form prescribed by the
14 superintendent, accompanied by a fee of \$50 payable to the
15 superintendent, and shall be made to a judge of the Superior Court
16 in the county where the applicant maintains his place of business.
17 The judge shall grant a license to an applicant if he finds that the
18 applicant meets the standards and qualifications established by the
19 superintendent and that the applicant can be permitted to engage in
20 business as a retail dealer of firearms or employee thereof without
21 any danger to the public safety, health and welfare. Each license
22 shall be valid for a period of three years from the date of issuance,
23 and shall authorize the holder to sell firearms at retail in a specified
24 municipality.

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

30 No license shall be granted to any retail dealer under the age of
31 21 years or to any employee of a retail dealer under the age of 18 or
32 to any person who could not qualify to obtain a permit to purchase a
33 handgun or a firearms purchaser identification card, or to any
34 corporation, partnership or other business organization in which the
35 actual or equitable controlling interest is held or possessed by such
36 an ineligible person.

37 All licenses shall be granted subject to the following conditions,
38 for breach of any of which the license shall be subject to revocation
39 on the application of any law enforcement officer and after notice
40 and hearing by the issuing court:

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

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

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

4 (4) No rifle or shotgun, except antique rifles or shotguns, shall
5 be delivered to any person unless such person possesses and
6 exhibits a valid firearms purchaser identification card and furnishes
7 the seller, on the form prescribed by the superintendent, a
8 certification signed by him setting forth his name, permanent
9 address, firearms purchaser identification card number and such
10 other information as the superintendent may by rule or regulation
11 require. The certification shall be retained by the dealer and shall
12 be made available for inspection by any law enforcement officer at
13 any reasonable time.

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

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

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

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

21 (d) The handgun is accompanied by a trigger lock or a locked
22 case, gun box, container or other secure facility; provided, however,
23 this provision shall not apply to antique handguns **【**or personalized
24 handguns included in the roster pursuant to section 2 of P.L.2019,
25 c.164 (C.2C:58-2.8)**】**. The **【**exemptions**】** exemption afforded
26 under this subparagraph for antique handguns **【**and personalized
27 handguns**】** shall be narrowly construed, limited solely to the
28 requirements set forth herein and shall not be deemed to afford or
29 authorize any other exemption from the regulatory provisions
30 governing firearms set forth in chapter 39 and chapter 58 of Title
31 2C of the New Jersey Statutes; and

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

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

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

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

44 (b) a collector of handguns as curios or relics as defined in Title
45 18, United States Code, section 921 (a) (13) who has in his
46 possession a valid Collector of Curios and Relics License issued by
47 the federal Bureau of Alcohol, Tobacco, Firearms and Explosives;

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

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

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

11 b. Records. (1) Every person engaged in the retail business of
12 selling, leasing or otherwise transferring a handgun, as a retail
13 dealer or otherwise, shall keep a register in which shall be entered
14 the time of the sale, lease or other transfer, the date thereof, the
15 name, age, date of birth, occupation, residence and a physical
16 description including distinguishing physical characteristics, if any,
17 of the purchaser, lessee or transferee, the name and permanent home
18 address of the person making the sale, lease or transfer, the place of
19 the transaction, and the make, model, manufacturer's number,
20 caliber and other marks of identification on such handgun and such
21 other information as the superintendent shall deem necessary for the
22 proper enforcement of this chapter. The register shall be retained
23 by the dealer and shall be made available at all reasonable hours for
24 inspection by any law enforcement officer.

25 (2) Every person engaged in the retail business of selling,
26 leasing, or otherwise transferring handgun ammunition, as a retail
27 dealer or otherwise, shall keep an electronic record in which shall
28 be entered the name of the manufacturer; the date of the transaction;
29 the type; caliber or gauge of the ammunition; the quantity of the
30 ammunition sold; the name, address, and date of birth of the
31 purchaser; the identification used to establish the identity of the
32 purchaser; and any other information the superintendent shall deem
33 necessary for the proper enforcement of this chapter.

34 The electronic records shall be retained by the dealer and shall be
35 made available at all reasonable hours for inspection by any law
36 enforcement officer, and additionally shall be electronically
37 reported to the superintendent in accordance with section 5 of
38 P.L.2022, c.55 (C.2C:58-3.3a).

39 (3) Every retail dealer in the business of selling or otherwise
40 transferring handgun ammunition shall immediately electronically
41 report to the State Police any transaction involving the sale,
42 transfer, assignment, or disposition of 2,000 or more rounds of
43 handgun ammunition and information relating to each transaction in
44 accordance with this subsection.

45 Until the implementation of the electronic record system
46 described in paragraph (2) of subsection b. of this section or section
47 5 of P.L.2022, c.55 (C.2C:58-3.3a), the retail dealer shall
48 immediately contact the State Police regarding the sale, transfer,

1 assignment, or disposition of 2,000 or more rounds of handgun
2 ammunition in accordance with guidelines established by the
3 superintendent.

4 c. Forms of register.

5 (1) Until the implementation of the electronic record system
6 described in paragraph (2) of subsection b. of this section or section
7 5 of P.L.2022, c.55 (C.2C:58-3.3a), the superintendent shall prepare
8 the form of the register as described in paragraph (1) of subsection
9 b. of this section and furnish the same in triplicate to each person
10 licensed to be engaged in the business of selling, leasing or
11 otherwise transferring firearms.

12 (2) All retail dealers of handgun ammunition shall establish a
13 system for maintaining electronic records of the sale or transfer of
14 handgun ammunition within 12 months after the effective date of
15 P.L.2022, c.55 (C.2C:58-3.3a et al.).

16 d. Signatures in register. Until the dealer implements an
17 electronic record system as described in paragraph (2) of subsection
18 b. of this section or section 5 of P.L.2022, c.55 (C.2C:58-3.3a), the
19 purchaser, lessee or transferee of any handgun shall sign, and the
20 dealer shall require him to sign his name to the register, in
21 triplicate, and the person making the sale, lease or transfer shall
22 affix his name, in triplicate, as a witness to the signature. The
23 signatures, or the entry of an electronic signature in the electronic
24 record system pursuant to paragraph (2) of subsection b. of this
25 section or section 5 of P.L.2022, c.55 (C.2C:58-3.3a), shall
26 constitute a representation of the accuracy of the information
27 contained in the register.

28 e. Copies of register entries; delivery to chief of police or
29 county clerk.

30 (1) Except as otherwise provided in paragraph (2) of this
31 subsection, within five days of the date of the sale, assignment or
32 transfer, the dealer shall deliver or mail by certified mail, return
33 receipt requested, legible copies of the register forms to the office
34 of the chief of police of the municipality in which the purchaser
35 resides, or to the office of the captain of the precinct of the
36 municipality in which the purchaser resides, and to the
37 superintendent. If hand delivered a receipt shall be given to the
38 dealer therefor.

39 Where a sale, assignment or transfer is made to a purchaser who
40 resides in a municipality having no chief of police, the dealer shall,
41 within five days of the transaction, mail a duplicate copy of the
42 register sheet to the clerk of the county within which the purchaser
43 resides.

44 (2) A dealer shall not be required to use the triplicate form after
45 the dealer establishes an electronic reporting system pursuant to
46 paragraph (2) of subsection b. of this section or section 5 of
47 P.L.2022, c.55 (C.2C:58-3.3a).

48 (cf: P.L.2022, c.55, s.2)

