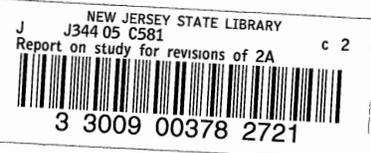


CITIZENS COMMITTEE FOR FIREARMS LEGISLATION

POST OFFICE BOX 44  
BELLE MEAD, NEW JERSEY



REVISED FEBRUARY 8, 1966

December 10, 1965

REPORT ON STUDY FOR REVISIONS OF 2A:151. WEAPONS AND EXPLOSIVES

While Chapter 151, Weapons and Explosives of the State of New Jersey has been basically sound and advanced in comparison to other states in the Nation, the need for a broad and complete study has existed for some time, due to social changes, ambiguity in the present law, a lack of enforcement of some sections and a lack of uniformity in carrying out certain other provisions.

Being charged by the Governor of the State, and with the co-operation of the office of the Attorney General of New Jersey, the Citizens Committee For Firearms Legislation has virtually completed a year long study and review that has been factual and deliberate.

The controls for firearms have been further strengthened, and while no law can guarantee complete adherence, these recommendations and revisions offer the maximum law enforcement with the maximum recreation available with the least harassment to the citizens, and severe penalties to lawbreakers.

The Committee in the submission of this report, based upon hundreds of hours of work, consultation and investigations from the sporting groups, private and public police, elected officials, private citizens, mothers and fathers, respectfully suggest the adoption of these proposals.

As rewritten, the various categories of firearms are clearly defined, allowing positive interpretation throughout the chapter.

Treatment of sales by persons other than dealers is more clearly defined, penalties for firearms offenses have been strengthened. The requirement, long overdue, of providing severe separate penalties for firearms offenses has been resolved. Specific offenses and penalties are dealt with directly.

Proper restrictions have been imposed to forbid the possession of any firearms by undesirables, including mentally unsound, criminals, dope addicts, subversives and other undesirables, regardless of how acquired.

Serious thought has been given to the use of firearms by minors under proper adult supervision. Control, sale, possession and use of air, spring and compressed gas guns by adults has been covered.

Direct clear definitions have been applied for the licensing, sales, operating conditions, delivery, waiting periods, for dealers, manufacturers and repairmen.

PRESENTING -- ASSOCIATION N. J. RIFLE & PISTOL CLUBS • N. J. STATE FEDERATION SPORTSMENS CLUBS  
N. J. ARMS COLLECTORS • N. J. SPORTSMEN, GUNSMITHS, FIREARMS DEALERS  
ADVISORS -- NATIONAL RIFLE ASSOCIATION • NATIONAL SHOOTING SPORTS FOUNDATION

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# CITIZENS COMMITTEE FOR FIREARMS LEGISLATION

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two.

The goal of uniformity of forms and procedures necessary for the proper registration, transfer and possession of firearms have been revamped to reduce paperwork, clerical effort and duplication for police officials, including safeguards for enforcement.

Time factors for acquisition of certain firearms, fees and disposition thereof have been formulated.

In the section dealing with carrying of concealed weapons, much has been accomplished providing uniformity, and to avoid arbitrary requirements and misinterpretations by the issuing and enforcing authorities, and clearly stating when, where and how, by whom, and the manner in which firearms may be used and transported and for what purposes.

One set of forms for applications to purchase, and to carry have been devised to provide better enforcement, and to elimination any county and local requirements, giving uniformity statewide. Clearly stated are the police responsibilities and the citizens requirements.

Qualifications for issue have been strengthened, and recourse through ~~the~~ court appeals have been resolved.

More clearly stated are the facts that juveniles may not use or possess or buy firearms in any manner including mail order, and that the seller should consult a state police revoked list before completion of sale to any person of any firearm including rifles and shotguns.

Clearly forbidden is the use, possession or purchase of any firearm including rifles and shotguns by any criminals, mentally unsound, drug addicts, subversives and other undesirables.

Penalties are provided for loaded firearms in a vehicle.

Incendiary and tracer ammunition are forbidden.

The Committee notes that machine guns, automatic rifles are already forbidden under the present law, and that the so called bazooka and tank gun is adequately taken care of under the present laws forbidding the possession of any explosive missile, shell or projectile in firing condition.

The Committee also urges strict enforcement of the present 2A:151-56 making it a high misdemeanor to attempts to use against another any dangerous weapon or instruments. Further, 2A:151-48, false information on applications is a high misdemeanor and should be enforced.

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CITIZENS COMMITTEE FOR FIREARMS LEGISLATION

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three.

Proper screening, such as the signed affidavit by the purchaser under penalty of law, the control of who may have firearms, and severe penalties for the misuse of firearms are the most workable approaches to the firearms situation, and these are in the proposals of this Committee.

Criminal offenses are far below any standard that would demand a tight restrictive gun law. Legislation against the firearm is not the answer. Proper control and enforcement, coupled with an educated and secure citizenry are the answers.

This legislation, coupled with the Federal laws, with enforcement will continue to make New Jersey a leader in good legislation, which is legislation that serves the public.

The functions of our various law enforcement agencies are to carry out the will of the people, whenever the citizenry cannot or does not wish to become involved with the keeping of the peace or the full administration of justice.

Therefore, the keeping and bearing of arms in our present social and business atmosphere is clearly evident, With crime generally on the increase, nothing worse than the complete registration or ban of firearms could occur. The present offense rate has without a doubt, been held in check by the inherent right and the potential of the general public to keep and bear arms for the proper defense of the individual, family, home, business and community.

However, checks and balances must occur to provide this security to the citizen and the general public, which includes the individual.

The Committee feels that these proposals will afford the citizen the maximum recreation, protection and enforcement provisions, and respectfully urges their adoption.

Signed,



L. A. Burton  
Secretary

REPRESENTING — ASSOCIATION N. J. RIFLE & PISTOL CLUBS • N. J. STATE FEDERATION SPORTSMENS CLUBS  
N. J. ARMS COLLECTORS • N. J. SPORTSMEN, GUNSMITHS, FIREARMS DEALERS  
ADVISORS — NATIONAL RIFLE ASSOCIATION • NATIONAL SHOOTING SPORTS FOUNDATION

BRIEF SYNOPSIS SUGGESTED REVISIONS TO CHAPTER 2A:151 WEAPONS AND EXPLOSIVES BY CITIZENS COMMITTEE FOR FIREARMS LEGISLATION

- 2A:151-1 Expands definition of firearms to supplement Federal Firearms Act.
- ✓ 2A:151-4 Requires written prior notice of private sale, to police of transferees residence.
- 2A:151-5 States crimes, more severe penalties for criminals armed with deadly weapons.
- 2A:151-5A. Additional stronger penalties for criminals armed with firearms of any kind.
- 2A:151-8. Prohibits possession of any firearm by idiots, drug addicts, subversives and criminals, including rifles or shotguns.
- ✓ 2A:151-9. Allows right to refuse sale; defines mentally unsound, drug addicts, convicted criminals and crimes. Provides affidavit under severe penalty to purchaser, protects seller, allows check on purchaser.
- 2A:151-10. Forbids sale of weapons, loaded or blank cartridges to minors, including target and trainer launchers.
- 2A:151-11. Forbids sale of weapons to under 18, and allows only supervised use under 14 by adults.
- 2A:151-12. Redefines forbiddance of manufacture of dangerous weapons.
- 2A:151-13. Allows compressed gas and spring guns in home or on approved target ranges. Forbids sale to under 18, allows use under 18 only adult supervision.
- ✓ 2A:151-15. Forbids alteration of serial numbers, marks of identification on any firearm.
- ✓ 2A:151-18. Exempts antiques manufactured before 1898 not firing fixed ammunition.
- ✓ 2A:151-24. Retail dealer requirements tightened, further defined, further restrictions to become dealer.
- ✓ 2A:151-25 Detailed record of sales, provides for State Police inspection.
- ✓ 2A:151-26. Superintendent State Police to prepare register form.
- ✓ 2A:151-27. Purchaser and dealer to sign register.
- ✓ 2A:151-28 Disposition of duplicate sheets, local and state.
- ✓ 2A:151-29 Form of Register at sale by dealer.
- ✓ 2A:151-30. Revoked list; Persons not to possess firearms any type.

✓ DENOTES CHANGES SINCE Dec. 10, 1965 date.

SYNOPSIS.....Continued.

- 2A:151-33. Permit to purchase; who may obtain. No permits to under 18, mentally disturbed, criminals, drug addicts, subversives.
- ✓ 2A:151-34. Purchase permit, granting. Chief Police Officer, superintendent, county judge in that order. 180 day period of validity. Procedure for grievance. Appeals.
- ✓ 2A:151-35. Application for permit. Form for applications, requirements. No other forms, requirements or conditions by issuing authorities. Penalty for false information.
- 2A:151-36. Permit fee of \$1 not returned.
- 2A:151-37. Disposition of fee.
- 2A:151-38. Disposition of permit forms, copies.
- ✓ 2A:151-41. Carrying concealed weapons; referred to 2A:151-1.
- ✓ 2A:151-42. Carrying weapons. Further defines where, when, excepts hunting, target practice, fishing, exhibitions. Allows transportation, if unloaded, cased or luggage compartment.
- 2A:151-43. Carrying concealed weapons. Persons exempted from permits to carry. Revises minor points, allows only licensed detectives, hunters in transit other states, PUC employees transporting explosives only, non residents requirements, dealers in ordinary course of business.
- ✓ 2A:151-44. Permit to carry weapons. Allows applicant where residence or principle place of business. No other forms, conditions or requirements, except state police forms. Provides appeals from denials. Application forms, permit forms, renewal forms provided.
- ✓ 2A:151-45. Permit to carry. Authority, renewal. Allows 36 month validity, remain in effect until renewed or denied provided renewal before certain date. Includes permits issued to armored car employees, employees of licensed detective agencies, central alarm agencies and others to remain in effect until termination of employment. Provides for appeal of revocation.
- 2A:151-48 False information permit applications. Referrs to 2A:151-1.
- ✓ 2A:151-64. Incendiary, tracer, explosive ammunition. Exempts tracer non incendiary type for trap and skeet fields. Exempts flare guns carried aboard boats or aircraft for signal purposes.

NOTE: With reference to these sections, no changes are proposed except as noted below:

2A:151-2

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2A:151-1 "Pistol" and "Revolver" defined. The words "pistol" or "Re#olver" as used in this chapter include a shotgun, ex rifle or other firearm with an overall length less than 26 inches, or a shotgun with a barrel length less than 18 inches, or a rifle with a barrel length less than 16 inches, which will expell a single or multiple projectile by the action of an explosive.

2A:151-4. Sale by persons other than retail or wholesale dealers; notice to police. Any person becoming the lawful possessor of a pistol or revolver or other firearm as defined in 2A:151-1, who sells, gives, or transfers the same to any other person without first notifying, in writing, the chief police officer of the municipality where the transferee resides, is guilty of a misdemeanor. This section deos not apply to wholesale or retail dealers or manufacturers who have complied with the provisions of this chapter.

2A:151-5. Sentence for Armed Criminals. Any person who commits a crime or attempts to commit any crime of assault, assault with intent to kill, robbery, larceny, burglary, breaking and entering, rape, murder, mayhem, arson, abduction, extortion, kidnapping, sodomy, <sup>or a fugitive from justice,</sup> or treason, when armed with or having in his possession any spring, air or compressed gas pistol or rifle, device or instrument from which may be fired or ejected any gas, vapor, missile, pellet or bullet or other noxious thing, or other instrument of any kind known as a blackjack, slung shot, billy, sandclub, sandbag, bludgeon, metal knuckles, dagger, dirk, dangerous knife, razor, stiletto, cestus or similar covering studded with metal for fitting on the knuckles, loose wool imbedded with metal filings, razor blades imbedded in wood slivers, bottles, broken bottles, glass, bomb or other high explosive, or any object or device, whether toy or imitation, having an appearance to or capable of being mistaken for any of the foregoing, shall in addition to the punishment provided for the crime, be punished on a first conviction by imprisonment for not more than 10 years; upon the second conviction by imprisonment for not more than 15 years; upon a third or subsequent conviction, by imprisonment for not more than 20 years or for life, in the discretion of the court. No such additional punishment shall be imposed unless the indictment shall have averred that the person was armed with or had in his possession any such instrument and conviction was had thereon.

2A:151-5A. Additional sentence for Criminals armed with firearms. Any person who commits a crime or attempts to commit a crime of assault, assault with intent to kill, robbery, larceny, burglary, breaking and entering, rape, murder, arson, abduction, extortion, kidnapping, mayhem, sodomy, treason or is a fugitive from justice, when armed with a firearm which will expell a single or multiple projectile by the action of an explosive, shall be punished by on conviction by a prison sentence of no less than 25 years to life imprisonment, upon a second conviction by imprisonment for life without parole, unless clemency is prescribed by the jury. No such punishment shall be imposed unless the indictment shall have averred that the person was armed with or had in his possession the aforementioned firearms, either loaded or unloaded.

2A:151-8. Idiot, drug addict, subversive or convicted person not to have weapons; penalty. Any person having been convicted in this state or elsewhere of any crime enumerated in section 2A:151-5 or 2A:151-5A of this title, when armed with or having in his possession any of the firearms or instruments enumerated in those sections, or a rifle or shotgun, or any person who has ever been committed for a mental disorder to any hospital, mental institution or sanitarium, unless he first produces a certificate of a licensed New Jersey Doctor or psychiatrist that he is no longer suffering from any mental disorder which would interfere with or handicap him in the handling of a firearm; who is registered as a narcotic drug offender under the provisions of Chapter 230 of the laws of 1952; who is a member of an organization listed as subversive by the Attorney General of the United States; who purchases, owns, possess or controls any of the said firearms or instruments, is guilty of a misdemeanor.

2A:151-9. Sale of weapons to mentally unsound, drug addict, subversive or convicted person. Any person shall have the right to refuse to sell any firearm or instruments enumerated in section 2A:151-5 to any other person. Any person who knowingly sells any firearm or instruments enumerated in sections 2A:151-1 or section 2A:151-5 or 2A:151-5A of this title or a rifle or a shotgun to any person who has ever been committed for a mental disorder to a hospital, mental institution or sanitarium, unless he first produces a certificate of a licensed New Jersey doctor or psychiatrist that he is no longer suffering from any mental disorder which would interfere with or handicap him in the handling of a firearm; who is registered as a narcotic drug offender under the provisions of Chapter 230 of the laws of 1952; who is a member of an organization listed as subversive by the Attorney General of the United States; who has ever been convicted of committing or attempting to commit any crime of assault, assault with intent to kill, robbery, larceny, burglary, breaking and entering, rape, murder, arson, abduction, extortion, kidnapping, mayhem, sodomy or treason; or where the seller has reason to believe the person suffers from a physical defect or sickness which would make it unsafe for him to handle firearms, is guilty of a misdemeanor. Provided however, that an affidavit executed by the purchaser and furnished to the seller at the time of the sale which contains the name and address of the purchaser, the make, model, manufacturer's number, caliber or other marks of identification of the firearm, and a statement by the purchaser that he has never been committed for a mental disorder to a hospital, mental institution or sanitarium or that he has furnished to the seller a certificate of a licensed New Jersey doctor or psychiatrist that he is no longer suffering from any mental disorder which would interfere with or handicap him in the handling of a firearm, and that he is not addicted to narcotics, goofballs, pep pills or other habit forming drugs, is not a

2A:151-9 continued.....

member of an organization listed as subversive by the Attorney General of the United States, and has not been convicted of committing or attempting to commit any <sup>crime</sup> of assault, assault with intent to kill, robbery, larceny, burglary, breaking and entering, rape, murder, arson, abduction, extortion, kidnapping, mayhem, sodomy, or treason, and is not a fugitive from justice, shall be prima facie evidence that there was no intent by the seller to violate this section. If such an affidavit is obtained by the seller, it shall be kept by him for a period of at least ~~five~~ six years.

2A:151-10. Sale of weapons or loaded or blank cartridges to minors. Any person who knowingly offers, sells, loans, leases or gives to any person under the age of 18 years, any of the firearms or instruments enumerated in section 2A:151-2 of this title, or a toy pistol from which a loaded or blank cartridge may be fired, or any can, target or training launcher using a blank cartridge, or any loaded or blank cartridge therefor, is guilty of a misdemeanor.

2A:151-11. Acquisition or use of firearms by minors; eceptions.

Any person under the age of 18 years who purchases, barfers or exchanges any gun, pistol, or other firearm or any instrument or weapon from which any loaded or blank cartridges may be fired; or any person under the age of 14 years who carries, fires or uses any such instrument or weapon except in the presence of his father, mother, guardian or some other responsible adult, or for the purpose of military drill under competent supervison, or for the purpose of hunting in the woods or fields or upon the waters of the state, when said person is the holder of a valid hunting license, or going to or from a place where a hunter safety program is given, or for the purpose of competition or target practice in and upon a firing range approved by the governing body or the chief police officer of the municipality in which such range is located, is guilty of a misdemeanor.

2A:151-12. Manufacture or sale of dangerous instruments prohibited.

Any person who manufactures or causes to be manufactured, or sells or keeps for sale, or offers, gives or disposes of any instrument or weapon of the kinds usually known as a slung shot, sandclub, sandbag, bludgeon, metal knuckles, dagger, dirk, dangerous knife, stiletto, or bomb, to any person, is guilty of a misdemeanor.

2A:151-13. Air, compressed gas or spring guns. Any air, compressed gas or spring gun or pistol, or other weapon of similiar nature in which the propelling force is a spring, air, or compressed gas, may be used in the home or premises, and may be carried to or from and used on a public or private target range, or a place where hunter training or shooting programs are given, and may be used by persons under the age of 18 years only under adult supervision, and may not be sold to any person under 18 years of age. The violation of any of the foregoing provisions shall be a misdemeanor.

2A:151-15. Altering serial number, etc. of pistol, revolver or other firearm; sale. Any person who alters, changes or removes, disfigures, obliterates or defaces the name of the maker, model, manufacturer's serial number or other mark of identification of any firearm; and any person — who sells, leases or transfers any firearm whose serial number has been altered, changed, disfigured or defaced, is guilty of a misdemeanor.

2A:151-18. Antiques and ornaments excepted. This chapter does not apply to weapons which do not fire fixed ammunition; or to early cartridge firearms for which cartridge ammunition is not currently manufactured or commercially available, provided the weapon has been manufactured before 1898 and is possessed for curiosity or ornament.

2A:151-24. Licenses for retail dealers; by whom granted; conditions upon which licenses granted; retail dealers defined. The term "Retail Dealer" shall be an individual, company, partnership, association, or corporation for the purpose of dealing, trading, assigning, repairing and merchandising pistols, revolvers, air, compressed gas and spring guns, firearms, ammunition, firearms parts and reloading components.

"Retail  
The term "Dealer" includes a gunsmith, pistolsmith, gun repairman, dealer, jobber, wholesaler, distributor <sup>or</sup> importer, A dealer shall operate an established place of business, store or warehouse, normally open to the public during reasonable business hours. The owner of said establishment, employee or employees shall be in attendance during said hours. Such a business shall be an individual vocation, or in conjunction with other related or non-related vocations or professions to form a business. No retail dealer shall sell or expose for sale, or possess with intent to sell, any firearm until he has obtained a Retail Dealers Firearms license to buy, assign, transfer, trade, convert, and sell all types of firearms, firearms parts, ammunition and reloading components by the Superintendent of State Police.

A retail dealers license shall be issued by the Superintendent of State Police only after due inspection and investigation by that department finds the applicant qualified. A separate license shall be issued to each place of business under one ownership. The fee for Retail Dealers License shall be \$50, renewable every five years, The fee for each additional license under one ownership shall be \$25, renewable every five years.

A license shall be denied:

a) If the applicant is under 21 years of age;

2A:151-24 continued.....

- b) If the applicant has ever been convicted of a crime;
- c) If the applicant has an indictment pending;
- d) Is knowingly consorting with known criminals;
- e) Is a member of an organization listed as subversive by the Attorney General of the United States;
- f) Does not have or does not intend to have or maintain business premises for the conduct of business.

A license shall be valid for a period of five years, or dissolution of said business, or by action of the Appellate Division of Superior Court, upon recommendation from the Superintendent of State Police;

- a) The business shall be carried on only on the premises or authorized vehicle designated in the licenses; repairs may be accomplished by a licenses dealer or his employees at any time or place outside of his licensed establishment;
- b) The license or a copy certified by the issuing authority shall be displayed in a conspicuous place on the premises or vehicle in which the business is conducted where it can easily be read;
- c) No pistol or revolver shall be delivered:
  1. Unless the purchaser has obtained a permit to purchase or a permit to carry under the provisions of Article 4 of this chapter (2A:151-32 et seq);
  2. Unless the purchaser is personally known to the seller or presents evidence of his identity;
  3. Unless the pistol or revolver is unloaded and securely wrapped;
- e) A true record of every pistol or revolver sold shall be kept by the retail dealer in accordance with the provisions of Sections 2A:151-25 to 2A:151-29 of this title.

2A:151-25. Record of sales to be kept; inspection of register.

Every person engaged in the retail business of selling, assigning or otherwise transferring a pistol, revolver or other firearm as defined in 2A:151-1, whether such a seller, assignor or transferrer is a retail dealer or otherwise, shall keep a register in which shall be entered at the time of sale, assign or transfer, the date thereof, the name, age, color, occupation and residence of the purchaser, assignee or transferee, the name and address of the person making the sale, assign or transfer, the place of transaction, and the make, model, manufacturers number, caliber or other marks of identification on such a pistol, revolver or other firearm as defined in 2A:151-1. The register shall be open at all reasonable hours for inspection of a specific sale to the superintendent of state police or his agents. Said register shall be kept at least six years.

2A:151-26. Preparation and furnishing of register. The superintendent of state police shall prepare the forms of register as described in section 2A:151-25 and furnish same in triplicate to each person engaged in the business of selling or otherwise transferring pistols or revolvers.

2A:151-27. Signature on register. The purchaser, assignee or transferee of any pistol, revolver or other firearm as defined in 2A:151-1 shall sign, and the dealer shall require him to sign, his name, and affix his address to the register, in triplicate, and the person making the sale, assignment or transfer shall affix his name and address, in triplicate, as a witness to the signature.

2A:151-28. Duplicate sheet of register delivered to chief police officer or county clerk. Within 5 days of the date of sale, assignment or transfer, the dealer shall deliver or cause to be delivered to the office of the chief police officer of the municipality in which purchaser resides, or to the office of the captain of the precinct of the municipality in which the purchaser resides, and to the superintendent of New Jersey state police, legible copies of the entries in the register on the duplicate copies of the register forms provided by the superintendent of state police as prescribed by this article.

Where a sale, assignment or transfer is made to a purchaser who resides in a municipality having no chief police officer, the dealer shall within 5 days of the transaction, mail a duplicate copy of the register sheet to the clerk of the county within which the purchaser resides.

FORM OF REGISTER  
AS PROVIDED BY TITLE 2A:151-29 REVISED STATUTES

SOLD OR TRANSFERRED BY \_\_\_\_\_

ADDRESS \_\_\_\_\_

NAME OF PURCHASER \_\_\_\_\_

PERMANENT ADDRESS \_\_\_\_\_

DATE OF BIRTH \_\_\_\_\_ HEIGHT \_\_\_\_\_ HAIR \_\_\_\_\_ RACE \_\_\_\_\_

OCCUPATION \_\_\_\_\_

MAKE OF ARM \_\_\_\_\_

NAME OF MAKER \_\_\_\_\_

ADDRESS \_\_\_\_\_

MODEL \_\_\_\_\_ NEW OR USED \_\_\_\_\_

CALBRE \_\_\_\_\_ SERIAL NUMBER \_\_\_\_\_

BARREL LENGTH \_\_\_\_\_ SIGHTS \_\_\_\_\_

DATE OF SALE \_\_\_\_\_ PERMIT NUMBER \_\_\_\_\_

NAME OF SELLER \_\_\_\_\_

ADDRESS \_\_\_\_\_

WITNESS \_\_\_\_\_  
Signature of salesperson                      Signature of Purchaser

ADDRESS \_\_\_\_\_  
of salesperson

ORIGINAL RETAINED BY DEALER  
DUPLICATE MAILED BY DEALER TO SUPERINTENDENT, N. J. STATE POLICE,  
TRENTON 25, N.J.  
TRIPPLICATE MAILED BY DEALER TO CHIEF POLICE OFFICER WHERE  
PERMIT IS ISSUED.

2A:151-30. Revoked list; persons not to possess firearms.

The Superintendent of state police shall prepare, and monthly keep up to date, a list of convicted criminals, persons committed for mental disorders, convicted drug addicts, goofball, pep pills and habit forming drugs users, members convicted of belonging to subversive organizations as listed by the Attorney General of the United States, as provided in 2A:151-8.

Said list shall be furnished to all Chief Police Officers and county sheriffs, licensed retail and wholesale dealers. Specific information shall be available at reasonable hours to the bona fide seller of any firearm from all Chief Police officers and county sheriffs.

2A:151-33. Permit to purchase; who may obtain. No person who is of good character and who is not subject to any of the disabilities set forth in other sections of this chapter, shall be denied a permit to purchase a pistol, revolver or other firearm under 26 inches in overall length as defined in 2A:151-1. No permit shall be issued to any person:

- a. Under the age of 18;
- b. Who has ever been committed for a mental disorder to a hospital, mental institution or sanitarium, unless he first produces a certificate of a licensed New Jersey doctor or psychiatrist that he is no longer suffering from any mental disorder which would interfere with or handicap him in the handling of a firearm;
- c. Who has ever been convicted of any crime as enumerated in section 2A:151-5 or 2A:151-5A;
- d. Who has ever been convicted as an alcoholic, a drug addict, a user of goofballs, pep pills or other habit forming drugs;
- e. Who is a member of an organization listed as subversive by the Attorney General of the United States.

2A:151-34. Permit to purchase; by whom granted. The chief police officer of a municipality or the sheriff of the county in which the applicant resides shall upon application, issue to any person qualified under the provisions of section 2A:151-33 of this title, a permit to purchase a pistol or revolver. The superintendent of state police shall have the power to issue a permit in any case, notwithstanding it has been refused by a chief police officer or sheriff, if in his opinion the applicant is qualified. A permit to purchase a pistol or revolver shall be valid for a period of 180 days from date of issue and shall be renewed for good cause for an additional 180 days. Any person aggrieved by the denial of a permit may request a hearing before the Appellate Division of the Superior Court. The request for a hearing shall be made in writing within 30 days of the denial of the application for a permit. The applicant shall serve a copy of his request for a hearing upon the chief police officer of the municipality in which he resides if he is a resident of New Jersey, or upon the sheriff of the county and upon the superintendent of state police in all cases. The hearing shall be held and a record made thereof within 30 days of the receipt of the application for such hearing by the clerk of the Appellate Court. No formal pleading or filing fees shall be required. Appeals therefrom shall be taken in accordance with the law, within 90 days. If appeal is not acted upon within 90 days permit shall be issued notwithstanding.

2A:151-35. Application for permit ; contents; blanks obtainable.

Applications for permits to purchase shall be in the form and on the forms prescribed by the superintendent of state police. No other forms, conditions or requirements shall be in addition to or supercede the prescribed forms, and shall set forth the name, residence, age, occupation, sex, color and physical description of the applicant, and shall state whether the applicant is a citizen, known by any other names or aliases, whether he has ever been convicted of any crime, or being a drug addict, committed to any mental institution, has been a member of any subversive organization as listed by the Attorney General of the United States, or is a fugitive from justice. The application shall be signed by the applicant under penalty of 2A:151-48, false information on applications.

Application blanks shall be obtainable from the superintendent of state police and from any other official authorized to grant such permit, and may be obtained from licensed retail dealers.

APPLICATION FOR PERMIT TO PURCHASE A FIREARM  
As provided by Chapter 151 R.S. 2A:151-35 Law of New Jersey

Applicant \_\_\_\_\_

Home address \_\_\_\_\_

Date of birth \_\_\_\_\_ Place of birth \_\_\_\_\_

Sex \_\_\_\_\_ Height \_\_\_\_\_ Weight \_\_\_\_\_ Race \_\_\_\_\_ Citizen \_\_\_\_\_

1. Is there any Criminal complaint against you now pending? \_\_\_\_\_  
If so, give details \_\_\_\_\_

2. Have you ever been convicted of:  
a. Using, carrying or possessing a pistol or other dangerous weapon? \_\_\_\_\_  
b. Committing or attempting to commit assault, assault with intent to kill, robbery, larceny, burglary, breaking and entering, rape, murder, arson, abduction, extortion, kidnapping, mayhem, sodomy or treason while armed with a firearm or dangerous weapon? \_\_\_\_\_ If so, give details \_\_\_\_\_  
c. Being a narcotic drug offender, or addicted to narcotics, goofballs, pep pills or other habit forming drugs? \_\_\_\_\_

3. Have you ever been a member of any organization listed as subversive by the Attorney General of the United States? \_\_\_\_\_

4. Have you ever been convicted of any criminal offense? \_\_\_\_\_  
If so, give details, charge, date, location \_\_\_\_\_

5. Are you a fugitive from justice? \_\_\_\_\_

6. Have you ever been committed to a mental institution, hospital or sanitarium for a mental disorder? \_\_\_\_\_ If so, does a certificate from a licensed N.J. doctor or psychiatrist stating you are no longer suffering from any mental disorder which would handicap you in the handling of a firearm accompany this application? \_\_\_\_\_

7. Have you ever been known by <sup>aliases</sup> any other names, including married names? \_\_\_\_\_  
If so, list them \_\_\_\_\_

Date \_\_\_\_\_ Signed \_\_\_\_\_

Notice: N.J. Statute 2A:151-48 "Any person who gives or causes to be given any false information, or signs a fictitious name or address, in applying for a permit to purchase or a permit to carry a pistol, revolver or other firearm as defined in 2A:151-1, or in purchasing or otherwise acquiring delivery thereof, is guilty of a high misdemeanor."

Fee: One (\$1) to be forwarded with this application to Chief Police Officer or Sheriff of County issuing permit.

2A:151-36. Granting of permit; fee. The application for the permit to purchase, together with a fee of \$1, shall be delivered or forwarded to the licensing authority who shall investigate the same, and unless good cause for denial thereof appears, shall grant the permit within 7 days from the date of receipt of the application.

2A:151-37. Disposition of fees. All fees for permits shall be paid to the state treasury if permit is issued by the superintendent of state police; to the municipality if issued by a chief police officer; and to the county treasurer if issued by the sheriff of the county.

2A:151-38. Form of permit; triplicate; disposition of copies. The permit shall be in the form prescribed by the superintendent of state police and shall be issued to the applicant in triplicate. The applicant shall deliver to the seller the permit in triplicate and the seller shall indorse each copy with the make, model, caliber and serial number of the pistol or revolver sold under the permit. One copy shall then be returned to the purchaser with the pistol or revolver, one copy shall be kept by the seller as a permanent record, and the third copy shall be forwarded by the seller within 5 days to the superintendent of state police.

2A:151-41. Carrying concealed weapons; penalty; license to carry pistol or revolver. Except as hereinafter provided, any person who carries in any automobile, carriage, motor cycle or other vehicle, or concealed on or about his clothes or person, or otherwise concealed in his possession:

- a. A pistol, revolver or other firearm as defined in 2A:151-1 of this chapter without having first obtained a permit to carry the same in accordance with the provision of this chapter; or
- b. Any instrument of the kinds known as a blackjack, slung shot, billy, sandclub, sandbag, bludgeon, metal knuckles, cestus or similiar leather band studded with metal for fitting on the knuckles, loose wool impregnated with metal filings, or razor blades imbedded in wood slivers, dagger, dirk, dangerous knife, sti letto, bottles, broken bottles, glass, bomb or other high explosive, other than fixed ammunition, is guilty of a misdemeanor.

2A:151-42. Carrying weapons. Nothing contained in section 2A:151-41 of this title shall be construed to prevent a person from keeping or carrying about his place of business, dwelling house, premises or on land possessed by him, any pistol, revolver, firearm or other weapon; or from carrying the same from any place of purchase to his dwelling house or place of business, or from his dwelling house or place of business to or from any place where repairing is done, to have same repaired, or from his place of employment to dwelling house or from dwelling house to place of employment if employment is as provided for in 2A:151-45 of this title; nor to prevent any person from carrying a gun, rifle or knife in the woods or fields or upon the waters of this state for the purpose of hunting, fishing or target practice, nor to prevent the transportation of any pistol or revolver in connection with the purpose of exhibitions, hunting or target practice, providing such pistol or revolver is unloaded, contained in a closed or fastened case, securely tied package, or carried in the luggage compartment of a vehicle.

2A:151-43. Carrying concealed weapons; persons excepted provisions of section 2A:151-41. Section 2A:151-41 of this title does not apply to:

a. The United States marshal or his deputies;

b. Members of the armed forces of the United States or of the National Guard when on duty:

c. Any sheriff, undersheriff, deputy sheriff, county prosecutor, assistant prosecutor or prosecutor's detective;

d. The regularly employed members, including detectives, of the police department of any county or municipality or of any state, interstate, municipal or county park police force or of any county boulevard police force at all times, while within the state of New Jersey, or any special policeman appointed by the governing body of any county or municipality or by the commission or other board or body having control of any county park police force while engaged in the actual performance of his official duties;

e. Any member of the state police, or any motor vehicle inspector or state detective;

f. Any jailer, constable, railway police, ~~canal or steamboat police~~, or any other peace officer, when in discharge of his duties;

g. The fish and game council, or the regular fish and game wardens, or full time employees of the division of shell fisheries having the power of arrest and authorized to carry weapons;

h. Any prison or jail wardens or their deputies, or any guard or keeper of any penal institution in this state, while engaged in the actual performance of their duties of their positions and when so required by their superior officers to carry firearms;

i. Any court attendant serving as such under appointment by the sheriff of the county or by the judge of or magistrate of any court of this state;

2A:151-43.....continued.

- j. Any holder of a Private Detective License in pursuance of Chapter 45:19-8( This chapter commonly called Private Detective Act of 1939,L1939,c369,p 887, approved and effective 11/18/39);
- k. Any guard in the employ of any railway express company, banking or building and loan or savings and loan institution of this state when in discharge of his duties;
- l. Any officer of the society for the prevention of cruelty to animals;
- m. Any duly authorized military organization when under orders, or any member thereof when going to or from the place of meeting of the organization, carrying the weapons prescribed for drill, exercise or parade;
- n. Persons having a hunters license in going to or from places of hunting where permitted with such firearms as defined in 2A:151-1 by such license;
- o. Members of government civilian rifle and pistol clubs organized in accordance with the rules prescribed by the National Board for the Promotion of Rifle Practice, or civilian rifle, pistol or revolver shooter, in going to or from their several places of target practice and carrying such weapons necessary for such practice;
- p. The director, deputy director, inspectors, and investigators of the division of alcoholic beverage control in the department of law and public safety;

2A:151-43 continued.....

q. Those employees of Public Utility Corporations involved in transportation of explosives while in performance of their delegated duties.

r. Any civil employee of the United States government under the supervision of the commanding officer of any post, camp, station, base or other military or naval installation located within this state who is required, in the performance of his official duties, to carry firearms, and who is authorized to carry such firearms by said commanding officer, while such civil employee is engaged in the actual performance of his duties.

s. Persons who are not residents of the state of New Jersey during the time they are traveling in the state of New Jersey, or employed as specified in 2A:151-43 or engaged in hunting or target practice in the state of New Jersey, are governed by the entire chapter 2A:151.

t. Any person engaged licensed and engaged in the business of manufacturing, repairing or dealing in revolvers, pistols or other firearms or his employees, having in his possession a firearm in the usual or ordinary course of such business.

2A:151-44. Permit to carry weapons; application; investigation of fingerprints; fee. Any person desiring to obtain a permit to carry a pistol, revolver or other firearm defined in 2A:151-1 shall in the first instance make application therefore either to the chief police officer of the municipality in which the applicant lives <sup>maintains</sup> or his principal place of business or to the sheriff of the county in which the applicant lives <sup>maintains</sup> or his principal place of business. Application shall be made on forms provided and approved by the superintendent of state police. No other forms, conditions or requirements shall be in addition to or supercede the above forms. The chief police officer or sheriff shall also have the fingerprints of the applicant taken and compared with any and all records of the municipality and county in which the applicant lives <sup>maintains</sup> or his principal place of business and the records of the supervisor of the state bureau of identification of this state and the national bureau in the Department of Justice in Washington, D. C. If such application is approved by the chief police officer or the sheriff as the case may be, the applicant shall then present the same to the superintendent of state police. Upon being satisfied of the sufficiency of the application and good cause of the applicant to carry concealed upon his person a pistol or revolver, the issuing authority shall issue a permit within 30 days of initial date of application. Each applicant for such permit shall at the time of granting the same pay to the clerk of the county in which he lives <sup>maintains</sup> or his principal place of business a license fee of \$10. One permit shall be sufficient for such pistols or revolvers as the applicant may possess.

Appeals from denial of such issuance <sup>may</sup> ~~may~~ appeal in writing within 30 days to the county court in which the applicant lives or <sup>maintains</sup> his principal place of business with no formal fees or filing charges necessary. Further appeals may be made to the Appellate Division of the Superior Court in writing <sup>of such denial</sup> within 30 days <sup>with</sup> no formal pleading or filing fees necessary.

2A:151-45 Permit to carry firearms; authority; expiration and renewal; revocation. A permit issued under section 2A:151-44 of this title shall be sufficient authority for the holder thereof to carry concealed upon his person a pistol, revolver or other firearm in all parts of the state. Except as herein after otherwise provided, all permits so issued shall be in effect for 36 months from the date of issue, but shall expire on November 30 closest to the three year period. Such a permit shall remain in effect until reissued or denied provided renewal application shall have been made prior to November expiration date. All permits so issued to an employee of an armored car company rendering armored car service, an employee of a holder of a current Private Detective license issued by the state of New Jersey, an employee of a central station alarm company, employees of any national bank, building and loan association, savings and loan association, trust company, or other banking institution in this state shall continue in full force and effect so long as said employee continues in his employment with the aforementioned, and renewal of the permit shall not be required, but if said employee ceases to be in such employment he shall surrender the permit to the <sup>authorities by certified mail within 48 hours.</sup> ~~authority which issued it.~~

Any permit may be revoked by a judge of the county court wherein the permit was issued. The county prosecutor of any county, the chief police officer of any municipality or any citizen <sup>may</sup> ~~any~~ apply to such judge at any time for a revocation of any permit issued, and the judge may, after hearing upon notice, revoke, any permit. No person whose permit has been revoked pursuant to the provisions hereof shall thereafter be issued any permit under the provisions of this article. Within 30 days of such revocation of any permit, appeal may be made in writing to the Appellate Division of the Superior Court, and no formal fees or filing charges shall be required.

2A:151-48. False representations in permit applications or in purchases. Any person who gives or causes to be given any false information, or signs a fictitious name or address, in applying for a permit to purchase or a permit to carry a pistol, revolver or other firearm as defined in 2A:151-1, or in purchasing or otherwise acquiring delivery thereof, is guilty of a high misdemeanor.

2A:151-56. Unlawful use of dangerous weapons. Any person who attempts to use unlawfully against another, or who carries or possesses with intent to use unlawfully against another, any instrument or weapon enumerated in section 2A:151-5 or 2A:151-5A of this title, or any other dangerous or deadly instrument or weapon, is guilty of a high misdemeanor, and shall be punished by a fine of not more than \$5,000.00, or by imprisonment of not more than 10 years, or both.

2A:151-64. Incendiary, tracer and explosive ammunition. No incendiary, tracer or explosive type ammunition shall be discharged by any person in the woods, fields or upon the waters of this state, except that non-incendiary shotgun tracer ammunition may be used on a recognized trap or skeet field for target purposes. This section shall not apply to flare type guns carried aboard boats or ships or aircraft for distress signal purposes. This section shall not apply to law enforcement purposes by law enforcement officers in the course of their official duties or by members of duly authorized military organizations during the actual course of their official duties in or upon military establishments or ranges constructed or maintained for such purposes.

APPLICATION FOR A PERMIT TO CARRY A  
CONCEALED WEAPON

State of New Jersey, Department of Law and Public Safety  
Division of State Police, State Bureau of Identification  
Trenton 25

To Chief Police Officer \_\_\_\_\_ Or Sheriff \_\_\_\_\_  
of \_\_\_\_\_, \_\_\_\_\_ County, New Jersey.

I, \_\_\_\_\_, residing at \_\_\_\_\_  
hereby apply for a permit to carry a concealed weapon, within the limits of the  
State of New Jersey.

Owner of Weapon \_\_\_\_\_ Address \_\_\_\_\_

Name and Address of Manufacturer of Weapon \_\_\_\_\_

From Whom Purchased \_\_\_\_\_ Address \_\_\_\_\_

Make \_\_\_\_\_ Type \_\_\_\_\_ Model \_\_\_\_\_ Caliber \_\_\_\_\_

Serial No. \_\_\_\_\_ Manufacturer's Identification Letters, if any \_\_\_\_\_

How long a resident in this County \_\_\_\_\_

Previous residence \_\_\_\_\_ County \_\_\_\_\_ State \_\_\_\_\_

Name of Employer \_\_\_\_\_ Length of Employment \_\_\_\_\_

Business Address \_\_\_\_\_ Nature of Business \_\_\_\_\_

What are your hazardous duties \_\_\_\_\_

Reason for necessity to carry a Concealed Weapon \_\_\_\_\_

Description:  
PHOTOGRAPHS  
Applicant must submit  
three full face photos,  
without hat.  
SIZE  
To Fit in This Space  
1 1/2 X 1 1/2 in.

Date of Birth \_\_\_\_\_ Place of Birth \_\_\_\_\_

Height \_\_\_\_\_ Weight \_\_\_\_\_ Race \_\_\_\_\_

Complexion \_\_\_\_\_ Sex \_\_\_\_\_

Color of Hair \_\_\_\_\_ Color of Eyes \_\_\_\_\_

Citizen of \_\_\_\_\_ Naturalized \_\_\_\_\_

When and Where \_\_\_\_\_

Were you ever committed to a County, State or Federal Institution \_\_\_\_\_

If so, Where and for What Reasons \_\_\_\_\_

Were you ever convicted of a crime \_\_\_\_\_ If so, When, Where, the charges  
respectively \_\_\_\_\_

Were you previously issued a Concealed Weapon Permit \_\_\_\_\_

Where \_\_\_\_\_ For How Many Years \_\_\_\_\_ Was your Permit Ever

Revoked \_\_\_\_\_ For what reason and where \_\_\_\_\_

I agree to surrender my Permit to the Issuing Authority within ten days of ceasing to perform my hazardous duties, as above.

---

Signature of Applicant

NOTICE: N.J. Statute 2A: 151-48 Any person who gives of causes to be given any false information, or signs a fictitious name or address, in applying for a Permit to purchase or a permit to carry a pistol, revolver or other firearm defined in 2A: 151-1, or in purchasing or otherwise acquiring delivery thereof, is guilty of a misdemeanor.

CERTIFICATE

STATE OF NEW JERSEY, )  
COUNTY OF ) ss.

\_\_\_\_\_, of full age, being duly sworn according to law, on \_\_\_\_\_ oath says:

I have personally known the applicant, \_\_\_\_\_ for at least \_\_\_\_\_ years and know him to be a person of good character, temperate habits, capable of exercising self-control and one who may safely be permitted to carry a concealed weapon. I believe the answers given by the applicant to the questions on the reverse side are true and correct in every particular.

Name \_\_\_\_\_  
Address \_\_\_\_\_  
Business \_\_\_\_\_

Sworn and subscribed to before me this \_\_\_\_\_ Day of \_\_\_\_\_ 19

CERTIFICATE

STATE OF NEW JERSEY, )  
COUNTY OF ) ss.

\_\_\_\_\_, of full age, being duly sworn according to law, on \_\_\_\_\_ oath says:

I have personally known the applicant, \_\_\_\_\_ for at least \_\_\_\_\_ years and know him to be a person of good character, temperate habits, capable of exercising self-control and one who may safely be permitted to carry a concealed weapon. I believe the answers given by the applicant to the questions on the reverse side are true and correct in every particular.

Name \_\_\_\_\_  
Address \_\_\_\_\_  
Business \_\_\_\_\_

Sworn and subscribed to before me this \_\_\_\_\_ Day of \_\_\_\_\_ 19

Approved by: \_\_\_\_\_ Chief Police Officer Date \_\_\_\_\_  
\_\_\_\_\_ County Sheriff Date \_\_\_\_\_  
\_\_\_\_\_ County Judge Date \_\_\_\_\_

INSTRUCTIONS TO APPLICANT-

Prepare this form in duplicate..

- Answer all questions completely.  
Application must be completely notarized and signed.  
Submit three photos, \$3 fee and four sets of fingerprints.

(No other conditions or requirements are permitted in the making, taking or processing of this application.)

INSTRUCTIONS TO CHIEF POLICE OFFICER

Fingerprint applicant, four copies. Retain one copy of fingerprints, one photo and copy of application for local files.

Forward copy of fingerprints to State Bureau, National Bureau and one copy with original application to County Judge with two photos and \$3 fee.

PERMIT TO CARRY A CONCEALED WEAPON  
STATE OF NEW JERSEY

Under and by virtue of Section 1, 2A: 151-44, permission  
is hereby granted to:

\_\_\_\_\_  
Name of Applicant

\_\_\_\_\_  
Address

To carry a Concealed Weapon for the period ending  
\_\_\_\_\_ 19\_\_\_\_\_. PERMIT NO. \_\_\_\_\_

\_\_\_\_\_  
Signature of Applicant

\_\_\_\_\_  
Judge

\_\_\_\_\_  
County

Description of Holder

PHOTO

Thumb Print

Date of Birth \_\_\_\_\_ Place of Birth \_\_\_\_\_

Height \_\_\_\_\_ Weight \_\_\_\_\_ Race \_\_\_\_\_

File Renewal Application by December 1, 19

USE ONLY FOR RENEWAL OF PERMIT TO CARRY FIREARM

State of New Jersey, Department of Law and Public Safety  
Division of State Police, State Bureau of Identification  
Trenton 25

I do hereby swear that I am the holder of Permit No. \_\_\_\_\_  
issued \_\_\_\_\_ 19\_\_\_\_ and expiring December 31, 19\_\_\_\_.

I do further swear the same conditions upon which I was issued my previous  
Permit, still exist.

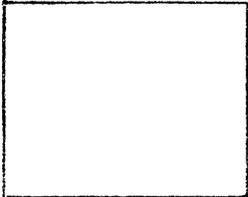
I therefore respectfully apply for the renewal of my Permit.

DATE: \_\_\_\_\_

\_\_\_\_\_  
Signature of Applicant

Name of Agency or Contributor \_\_\_\_\_ State Bureau No. \_\_\_\_\_

Right Thumb Print of Applicant



Renewal For Year \_\_\_\_\_

Place Fingerprinted \_\_\_\_\_

Date Fingerprinted \_\_\_\_\_

Taken By \_\_\_\_\_

(Use other finger if scarred.  
Indicate finger used)

I do hereby recommend that the applicant herein be granted a Renewal Permit to  
expire December 31, 19\_\_\_\_.

DATE \_\_\_\_\_

\_\_\_\_\_  
Chief Police Officer

Under and by virtue of Section I, 2A: 151-44, permission is hereby granted to issue a  
Renewal of Permit to the Applicant.

DATE \_\_\_\_\_

\_\_\_\_\_  
County Judge

\_\_\_\_\_  
County