

§§1-5 -
C.2C:58-2.7 to
2C:58-2.11
§9 - Repealer
§10 - Note

P.L. 2019, CHAPTER 164, *approved July 16, 2019*
Senate, No. 101 (*First Reprint*)

1 AN ACT concerning personalized handguns and revising various
2 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. There is established in the Department of
8 Law and Public Safety, a commission which shall be known as the
9 Personalized Handgun Authorization Commission. The commission
10 shall be responsible for establishing performance standards for
11 personalized handguns and maintaining a roster of personalized
12 handguns authorized for sale to the public pursuant to this act.

13 b. The commission shall consist of seven members as follows:

14 (1) as ex-officio members, the Attorney General or a designee;
15 the Superintendent of State Police or a designee; the Commissioner
16 of Health or a designee;

17 (2) as public members appointed by the Governor:

18 (a) one member of the American Academy of Pediatrics;

19 (b) one member who shall be a resident of this State who is a
20 licensed firearms wholesaler, manufacturer, or retail dealer as
21 defined in N.J.S.2C:39-1, or a resident of this State who is a
22 representative of a New Jersey chapter of an organization that
23 advocates for Second Amendment rights;

24 (c) one member who shall be a representative of an organization
25 that advocates against handgun violence; and

26 (d) one member ¹**[who shall be an engineer]**¹ with substantial
27 experience in radio frequency identification or biometric reading
28 technology.

29 c. All appointments to the commission shall be made within six
30 months of the effective date of this act. The chair of the
31 commission shall be selected from among its members by the
32 Governor. Members of the commission shall serve a term of four
33 years from the date of their appointment and until their successors
34 are appointed. Vacancies in the membership of the commission
35 shall be filled in the same manner as the original appointments were
36 made.

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:

¹Assembly floor amendments adopted June 20, 2019.

1 d. Members of the commission shall serve without compensation,
2 but shall be reimbursed for necessary expenses incurred in the
3 performance of their duties as members of the commission, and within
4 the limits of funds appropriated or otherwise made available to the
5 commission for its purpose.

6 e. The commission shall be entitled to call to its assistance and
7 avail itself of the services of the employees of any State, county, or
8 municipal department, board, bureau, commission, or agency as it may
9 require and as may be available to it for its purposes.

10 f. During the first year following the establishment of the
11 commission, it shall meet monthly in order to comply with the
12 provisions of P.L. , c. (C.) (pending before the Legislature
13 as this bill); thereafter, the commission shall meet once every six
14 months or at the call of the chairman of the commission or the
15 majority of its members.

16
17 2. (New section) a. ¹As used in this act, “authorized user”
18 means the lawful owner of a personalized handgun or person to
19 whom the owner has given consent to use the personalized handgun.

20 b.¹ The Personalized Handgun Authorization Commission shall
21 maintain a roster of all personalized handguns approved ¹[for retail
22 sales to the public] by the commission as meeting the personalized
23 handgun performance standards and qualifying criteria established
24 pursuant to this section¹. The roster of approved personalized
25 handguns shall be published on a website maintained by the New
26 Jersey State Police and shall be updated ¹[every six months] as
27 necessary¹. A copy of the roster shall be made available every six
28 months to registered and licensed firearms dealers in this State.

29 ¹[b.] c.¹ Within one year of organizing, the commission shall
30 develop personalized handgun performance standards ¹and
31 qualifying criteria¹ which a personalized handgun shall meet in
32 order to be placed on the personalized handgun roster.

33 The personalized handgun performance standards ¹and
34 qualifying criteria¹ shall include, but not be limited to, the
35 following:

36 (1) the handgun shall be reasonably resistant to being fired by
37 anyone other than the handgun’s authorized user as defined in
38 N.J.S.2C:39-1;

39 (2) the personalized technology shall be incorporated into the
40 design of the personalized handgun and shall be a permanent,
41 irremovable part of the handgun and any device or object necessary
42 for the authorized user to fire the handgun;

43 (3) the personalized handgun shall not be manufactured so as to
44 permit the personalized characteristics of the handgun to be readily
45 deactivated; and

1 (4) the personalized handgun shall meet any other reliability
2 standards generally used in the industry for other commercially
3 available handguns.

4 ¹**[c.] d.**¹ The commission shall recommend to the Attorney
5 General any rule, regulation, guideline or revision thereto, or
6 legislation which it deems necessary to establish a process by which
7 handgun manufactures may request that their handguns be added to
8 the roster established pursuant to this section.

9

10 3. (New section) a. ¹**[The commission shall identify and**
11 **approve a list of independent laboratories which shall be used to**
12 **determine]** A manufacturer or other entity seeking to include a
13 handgun on the approved personalized handgun roster established
14 pursuant to P.L. , c. (C.) (pending before the Legislature as
15 this bill) may apply to the commission for a determination of¹
16 whether ¹**[handguns comply with]** the make and model of a
17 handgun proposed by the applicant would meet¹ the personalized
18 handgun performance standards established pursuant to section 2 of
19 P.L. , c. (C.) (pending before the Legislature as this bill).
20 ¹**[At least one independent laboratory shall be identified and**
21 **included on the list of approved laboratories within one year of the**
22 **commission's organization. An approved]** The commission's
23 determination shall be based upon testing conducted by an
24 independent laboratory proposed by the applicant which has been
25 accredited for the testing of firearms by the National Voluntary
26 Laboratory Accreditation Program or other national certifying body
27 approved by the commission or, if the applicant does not propose an
28 independent laboratory or if one is not approved or available, by the
29 Division of State Police.

30 b. The commission shall approve an independent¹ laboratory
31 ¹**[shall not be]** proposed by an applicant to perform the
32 determination pursuant to subsection a. of this section if the
33 commission is clearly convinced that the laboratory is capable of
34 performing the determination and will be sufficiently objective
35 making the determination, provided that the laboratory shall not be¹
36 owned or operated by a handgun manufacturer or any other
37 organization that seeks to promote or restrict handgun ownership.

38 ¹**[b. An independent laboratory may apply to the commission**
39 **for inclusion on the list of approved laboratories.]¹ The application**
40 ¹**[for approval of an independent laboratory to perform the**
41 **determination pursuant to subsection a. of this section¹ shall be in a**
42 **form prescribed by the Attorney General, in consultation with the**
43 **commission, and shall provide information regarding the**
44 **laboratory's capabilities and objectivity. ¹**[Once approved]****

45 c. If the commission approves the application¹ , the laboratory
46 shall utilize testing methods formulated by the commission to

1 determine whether a handgun ¹**[is in compliance with]** meets the¹
2 personalized handgun performance standards ¹and qualifying
3 criteria¹
4 established pursuant to section 2 of P.L. , c. (C.) (pending
5 before the Legislature as this bill).

6 ¹**[c. An]** The¹ independent laboratory ¹or Division of State
7 Police, as the case may be,¹ shall test a handgun within a reasonable
8 amount of time following ¹**[a request made]** approval of the
9 application¹ by the commission. The test shall be conducted:

10 (1) in accordance with the testing requirements formulated by
11 the commission; and

12 (2) at the expense of the manufacturer or other entity seeking to
13 include the handgun on the approved personalized handgun roster
14 established pursuant to P.L. , c. (C.) (pending before the
15 Legislature as this bill).

16 The independent laboratory ¹or Division of State Police, as the
17 case may be,¹ shall issue a final test report to the commission at the
18 conclusion of the test. The report shall state whether the handgun
19 meets the ¹performance standards and qualifying¹ criteria
20 established by the commission.

21 d. The commission shall review the final test report and based
22 on the report's findings shall issue, within 45 days of receiving the
23 report, a final decision by majority vote as to whether the handgun
24 should be included on the roster.

25 e. Upon making a final determination pursuant to subsection d.
26 of this section, the commission shall notify, in writing, the
27 ¹**[manufacturer]** applicant¹ as to whether the handgun has been
28 approved or denied for inclusion on the roster. A notification
29 informing the ¹**[manufacturer]** applicant¹ that a firearm has been
30 denied shall be provided along with a written description of the
31 reasons for which a handgun failed to ¹**[satisfy]** meet¹ the
32 ¹performance standards and qualifying¹ criteria established by the
33 commission as documented in the independent laboratory's report.
34 ¹**[Once notified that]** Any alteration to the design of¹ a make and
35 model of handgun ¹that¹ has been approved for addition on the
36 roster ¹**[,** a manufacturer, seller, or possessor shall not alter the
37 design of the handgun in a manner that it no longer meets ¹**]** shall
38 require a determination that the handgun continues to meet¹ the
39 performance ¹**[standard]** standards and qualifying criteria¹
40 established by the commission ¹in accordance with the requirements
41 of this section in order to include the altered design model of the
42 handgun on the roster¹.

43
44 4. (New section) a. Within 60 days of the first personalized
45 handgun being included on the roster established pursuant to section
46 2 of P.L. , c. (C.) (pending before the Legislature as this

1 bill), each licensed firearms retail dealer shall ¹["have on the retail
2 premises"]¹:

3 (1) ¹make available for purchase¹ at least one personalized
4 handgun approved by the commission and listed on the roster as
5 eligible for sale;

6 (2) ¹["an original exemption certificate issued pursuant to section
7 5 of P.L. , c. (C.) (pending before the Legislature as this
8 bill); or

9 (3) a notarized copy of a pending application for an exemption
10 certificate] post in one or more locations in the dealer's place or
11 places of business in a conspicuous manner that makes them easily
12 visible and accessible to customers:

13 (a) copies of the personalized handgun roster; and

14 (b) a sign that includes a clear and conspicuous statement
15 disclosing the features of personalized handguns that are not offered
16 by traditional handguns and advising customers that such firearms
17 may be purchased through the licensed retail dealer; and

18 (3) accept and process orders to enable customers to purchase
19 through the licensed retail dealer any of the personalized handguns
20 included on the roster¹.

21 b. A personalized handgun offered for sale by a licensed retail
22 dealer ¹pursuant to paragraph (1) of subsection a. of this section¹
23 shall be displayed in a conspicuous manner that makes it easily
24 visible to customers and distinguishable from other traditional
25 handguns. A licensed retail dealer shall post a sign ¹pursuant to
26 subparagraph (b) of paragraph (2) of subsection a. of this section¹ in
27 close proximity to each personalized handgun ¹["that includes a
28 clear and conspicuous statement disclosing the unique features of
29 the personalized handgun that are not offered by traditional
30 handguns"]¹.

31 c. In the event that a licensed retail dealer's inventory of
32 personalized handguns is depleted and there are no personalized
33 handguns available for purchase on the premises, the licensed retail
34 dealer shall:

35 (1) place an order for at least one personalized handgun within
36 21 days of the sale of the last personalized handgun;

37 (2) maintain written records of the retail dealer's efforts to place
38 an order and maintain those records on the premises and allow them
39 to be open for inspection at all times; and

40 (3) ¹["maintain"] post¹ a sign on the premises indicating that
41 personalized handguns are routinely sold on the retail dealer's
42 premises and will soon be available for purchase.

43 d. A licensed firearms retail dealer shall not make any claim
44 that a handgun has been approved by the commission as meeting the
45 performance standards ¹or qualifying criteria¹ for personalized
46 handguns if that handgun is not included on the roster established

1 pursuant to section 2 of P.L. , c. (C.) (pending before the
2 Legislature as this bill).

3 e. The Superintendent of State Police shall designate officers to
4 inspect the personalized handgun inventory and records of all
5 licensed firearms retailers. The inspections shall be conducted at
6 least once every two years at any time during the normal business
7 hours of the firearm retailer's business.
8

9 ¹5. (New section) a. Upon application by a licensed retail
10 dealer demonstrating that offering a personalized handgun for sale
11 State Police may issue a certificate exempting the licensed retail
12 dealer from the requirement to offer a personalized handgun for sale
13 established pursuant to P.L. , c. (C.) (pending before the
14 Legislature as this bill). In determining whether an exemption shall
15 be granted, the superintendent may consider factors including, but
16 not limited to, the retail dealer's inventory size and annual sales
17 revenue or income generated from customer purchases.

18 b. A firearm retail dealer who can demonstrate that its firearm
19 inventory consists solely of firearms other than handguns shall
20 automatically be granted an exemption pursuant to this section.

21 c. A firearm retail dealer shall maintain an original copy of the
22 exemption certificate issued pursuant to section 5 of P.L. ,
23 c. (C.) (pending before the Legislature as this bill) on the
24 retail premises at all times. ¹
25

26 ¹6. 5.¹ (New section) a. A licensed retail dealer who ¹has
27 not been issued an exemption certificate pursuant to section 5 of
28 P.L. , c. (C.) (pending before the Legislature as this bill)
29 and ¹violates section 4 of P.L. , c. (C.) (pending before
30 the Legislature as this bill) shall be subject to the following
31 penalties:

- 32 (1) for a first offense, a fine of up to \$500;
33 (2) for a second offense, a fine of up to \$1,000;
34 (3) for a third or subsequent offense, a six month license
35 suspension following notice to the licensed retail dealer and
36 opportunity to be heard.

37 b. Any person who ¹violates the provisions of P.L. ,
38 c. (C.) (pending before the Legislature as this bill) by
39 tampering or attempting ¹, without license or privilege to do so,
40 tampers or attempts¹ to tamper with a personalized handgun by
41 intentionally interfering with the user-authorized functionality of
42 the personalized technology shall be guilty of a disorderly persons
43 offense.
44

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

46 2C:39-1. Definitions. The following definitions apply to this
47 chapter and to chapter 58:

S101 [1R]

- 1 a. "Antique firearm" means any rifle or shotgun and "antique
2 cannon" means a destructive device defined in paragraph (3) of
3 subsection c. of this section, if the rifle, shotgun or destructive
4 device, as the case may be, is incapable of being fired or
5 discharged, or which does not fire fixed ammunition, regardless of
6 date of manufacture, or was manufactured before 1898 for which
7 cartridge ammunition is not commercially available, and is
8 possessed as a curiosity or ornament or for its historical
9 significance or value.
- 10 b. "Deface" means to remove, deface, cover, alter or destroy
11 the name of the maker, model designation, manufacturer's serial
12 number or any other distinguishing identification mark or number
13 on any firearm.
- 14 c. "Destructive device" means any device, instrument or object
15 designed to explode or produce uncontrolled combustion, including
16 (1) any explosive or incendiary bomb, mine or grenade; (2) any
17 rocket having a propellant charge of more than four ounces or any
18 missile having an explosive or incendiary charge of more than one-
19 quarter of an ounce; (3) any weapon capable of firing a projectile of
20 a caliber greater than 60 caliber, except a shotgun or shotgun
21 ammunition generally recognized as suitable for sporting purposes;
22 (4) any Molotov cocktail or other device consisting of a breakable
23 container containing flammable liquid and having a wick or similar
24 device capable of being ignited. The term does not include any
25 device manufactured for the purpose of illumination, distress
26 signaling, line-throwing, safety or similar purposes.
- 27 d. "Dispose of" means to give, give away, lease, loan, keep for
28 sale, offer, offer for sale, sell, transfer, or otherwise transfer
29 possession.
- 30 e. "Explosive" means any chemical compound or mixture that
31 is commonly used or is possessed for the purpose of producing an
32 explosion and which contains any oxidizing and combustible
33 materials or other ingredients in such proportions, quantities or
34 packing that an ignition by fire, by friction, by concussion or by
35 detonation of any part of the compound or mixture may cause such
36 a sudden generation of highly heated gases that the resultant
37 gaseous pressures are capable of producing destructive effects on
38 contiguous objects. The term shall not include small arms
39 ammunition, or explosives in the form prescribed by the official
40 United States Pharmacopoeia.
- 41 f. "Firearm" means any handgun, rifle, shotgun, machine gun,
42 automatic or semi-automatic rifle, or any gun, device or instrument
43 in the nature of a weapon from which may be fired or ejected any
44 solid projectable ball, slug, pellet, missile or bullet, or any gas,
45 vapor or other noxious thing, by means of a cartridge or shell or by
46 the action of an explosive or the igniting of flammable or explosive
47 substances. It shall also include, without limitation, any firearm
48 which is in the nature of an air gun, spring gun or pistol or other

- 1 weapon of a similar nature in which the propelling force is a spring,
2 elastic band, carbon dioxide, compressed or other gas or vapor, air
3 or compressed air, or is ignited by compressed air, and ejecting a
4 bullet or missile smaller than three-eighths of an inch in diameter,
5 with sufficient force to injure a person.
- 6 g. "Firearm silencer" means any instrument, attachment,
7 weapon or appliance for causing the firing of any gun, revolver,
8 pistol or other firearm to be silent, or intended to lessen or muffle
9 the noise of the firing of any gun, revolver, pistol or other firearm.
- 10 h. "Gravity knife" means any knife which has a blade which is
11 released from the handle or sheath thereof by the force of gravity or
12 the application of centrifugal force.
- 13 i. "Machine gun" means any firearm, mechanism or instrument
14 not requiring that the trigger be pressed for each shot and having a
15 reservoir, belt or other means of storing and carrying ammunition
16 which can be loaded into the firearm, mechanism or instrument and
17 fired therefrom.
- 18 j. "Manufacturer" means any person who receives or obtains
19 raw materials or parts and processes them into firearms or finished
20 parts of firearms, except a person who exclusively processes grips,
21 stocks and other nonmetal parts of firearms. The term does not
22 include a person who repairs existing firearms or receives new and
23 used raw materials or parts solely for the repair of existing firearms.
- 24 k. "Handgun" means any pistol, revolver or other firearm
25 originally designed or manufactured to be fired by the use of a
26 single hand.
- 27 l. "Retail dealer" means any person including a gunsmith,
28 except a manufacturer or a wholesale dealer, who sells, transfers or
29 assigns for a fee or profit any firearm or parts of firearms or
30 ammunition which he has purchased or obtained with the intention,
31 or for the purpose, of reselling or reassigning to persons who are
32 reasonably understood to be the ultimate consumers, and includes
33 any person who is engaged in the business of repairing firearms or
34 who sells any firearm to satisfy a debt secured by the pledge of a
35 firearm.
- 36 m. "Rifle" means any firearm designed to be fired from the
37 shoulder and using the energy of the explosive in a fixed metallic
38 cartridge to fire a single projectile through a rifled bore for each
39 single pull of the trigger.
- 40 n. "Shotgun" means any firearm designed to be fired from the
41 shoulder and using the energy of the explosive in a fixed shotgun
42 shell to fire through a smooth bore either a number of ball shots or a
43 single projectile for each pull of the trigger, or any firearm designed
44 to be fired from the shoulder which does not fire fixed ammunition.
- 45 o. "Sawed-off shotgun" means any shotgun having a barrel or
46 barrels of less than 18 inches in length measured from the breech to
47 the muzzle, or a rifle having a barrel or barrels of less than 16
48 inches in length measured from the breech to the muzzle, or any

1 firearm made from a rifle or a shotgun, whether by alteration, or
2 otherwise, if such firearm as modified has an overall length of less
3 than 26 inches.

4 p. "Switchblade knife" means any knife or similar device
5 which has a blade which opens automatically by hand pressure
6 applied to a button, spring or other device in the handle of the knife.

7 q. "Superintendent" means the Superintendent of the State
8 Police.

9 r. "Weapon" means anything readily capable of lethal use or of
10 inflicting serious bodily injury. The term includes, but is not
11 limited to, all (1) firearms, even though not loaded or lacking a clip
12 or other component to render them immediately operable; (2)
13 components which can be readily assembled into a weapon; (3)
14 gravity knives, switchblade knives, daggers, dirks, stiletos, or other
15 dangerous knives, billies, blackjacks, bludgeons, metal knuckles,
16 sandclubs, slingshots, cesti or similar leather bands studded with
17 metal filings or razor blades imbedded in wood; and (4) stun guns;
18 and any weapon or other device which projects, releases, or emits
19 tear gas or any other substance intended to produce temporary
20 physical discomfort or permanent injury through being vaporized or
21 otherwise dispensed in the air.

22 s. "Wholesale dealer" means any person, except a
23 manufacturer, who sells, transfers, or assigns firearms, or parts of
24 firearms, to persons who are reasonably understood not to be the
25 ultimate consumers, and includes persons who receive finished
26 parts of firearms and assemble them into completed or partially
27 completed firearms, in furtherance of such purpose, except that it
28 shall not include those persons dealing exclusively in grips, stocks
29 and other nonmetal parts of firearms.

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

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

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

37 w. "Assault firearm" means:

38 (1) The following firearms:

39 Algimec AGM1 type

40 Any shotgun with a revolving cylinder such as the "Street
41 Sweeper" or "Striker 12"

42 Armalite AR-180 type

43 Australian Automatic Arms SAR

44 Avtomat Kalashnikov type semi-automatic firearms

45 Beretta AR-70 and BM59 semi-automatic firearms

46 Bushmaster Assault Rifle

47 Calico M-900 Assault carbine and M-900

48 CETME G3

S101 [1R]

10

- 1 Chartered Industries of Singapore SR-88 type
- 2 Colt AR-15 and CAR-15 series
- 3 Daewoo K-1, K-2, Max 1 and Max 2, AR 100 types
- 4 Demro TAC-1 carbine type
- 5 Encom MP-9 and MP-45 carbine types
- 6 FAMAS MAS223 types
- 7 FN-FAL, FN-LAR, or FN-FNC type semi-automatic firearms
- 8 Franchi SPAS 12 and LAW 12 shotguns
- 9 G3SA type
- 10 Galil type Heckler and Koch HK91, HK93, HK94, MP5, PSG-1
- 11 Intratec TEC 9 and 22 semi-automatic firearms
- 12 M1 carbine type
- 13 M14S type
- 14 MAC 10, MAC 11, MAC 11-9mm carbine type firearms
- 15 PJK M-68 carbine type
- 16 Plainfield Machine Company Carbine
- 17 Ruger K-Mini-14/5F and Mini-14/5RF
- 18 SIG AMT, SIG 550SP, SIG 551SP, SIG PE-57 types
- 19 SKS with detachable magazine type
- 20 Spectre Auto carbine type
- 21 Springfield Armory BM59 and SAR-48 type
- 22 Sterling MK-6, MK-7 and SAR types
- 23 Steyr A.U.G. semi-automatic firearms
- 24 USAS 12 semi-automatic type shotgun
- 25 Uzi type semi-automatic firearms
- 26 Valmet M62, M71S, M76, or M78 type semi-automatic firearms
- 27 Weaver Arm Nighthawk.
- 28 (2) Any firearm manufactured under any designation which is
- 29 substantially identical to any of the firearms listed above.
- 30 (3) A semi-automatic shotgun with either a magazine capacity
- 31 exceeding six rounds, a pistol grip, or a folding stock.
- 32 (4) A semi-automatic rifle with a fixed magazine capacity
- 33 exceeding 15 rounds.
- 34 (5) A part or combination of parts designed or intended to
- 35 convert a firearm into an assault firearm, or any combination of
- 36 parts from which an assault firearm may be readily assembled if
- 37 those parts are in the possession or under the control of the same
- 38 person.
- 39 x. "Semi-automatic" means a firearm which fires a single
- 40 projectile for each single pull of the trigger and is self-reloading or
- 41 automatically chambers a round, cartridge, or bullet.
- 42 y. "Large capacity ammunition magazine" means a box, drum,
- 43 tube or other container which is capable of holding more than 15
- 44 rounds of ammunition to be fed continuously and directly therefrom
- 45 into a semi-automatic firearm.
- 46 z. "Pistol grip" means a well-defined handle, similar to that
- 47 found on a handgun, that protrudes conspicuously beneath the

1 action of the weapon, and which permits the shotgun to be held and
2 fired with one hand.

3 aa. "Antique handgun" means a handgun manufactured before
4 1898, or a replica thereof, which is recognized as being historical in
5 nature or of historical significance and either (1) utilizes a match,
6 friction, flint, or percussion ignition, or which utilizes a pin-fire
7 cartridge in which the pin is part of the cartridge or (2) does not fire
8 fixed ammunition or for which cartridge ammunition is not
9 commercially available.

10 bb. "Trigger lock" means a commercially available device
11 approved by the Superintendent of State Police which is operated
12 with a key or combination lock that prevents a firearm from being
13 discharged while the device is attached to the firearm. It may
14 include, but need not be limited to, devices that obstruct the barrel
15 or cylinder of the firearm, as well as devices that immobilize the
16 trigger.

17 cc. "Trigger locking device" means a device that, if installed on
18 a firearm and secured by means of a key or mechanically,
19 electronically or electromechanically operated combination lock,
20 prevents the firearm from being discharged without first
21 deactivating or removing the device by means of a key or
22 mechanically, electronically or electromechanically operated
23 combination lock.

24 dd. "Personalized handgun" means a handgun which incorporates
25 within its design **【**, and as part of its original manufacture,
26 technology which automatically limits its operational use and which
27 cannot be readily deactivated, so that it may only be fired by an
28 authorized or recognized user. The technology limiting the
29 handgun's operational use may include, but not be limited to: radio
30 frequency tagging, touch memory, remote control, fingerprint,
31 magnetic encoding and other automatic user identification systems
32 utilizing biometric, mechanical or electronic systems **】** a permanent
33 programmable feature as part of its manufacture that cannot be
34 deactivated and renders the personalized handgun reasonably
35 resistant to being fired except when activated by the lawful owner
36 or other user authorized by the lawful owner. No make or model of
37 a handgun shall be deemed to be a "personalized handgun" unless
38 the **【Attorney General】** State Personalized Handgun Authorization
39 Commission has determined **【**, through testing or other reasonable
40 means, that the handgun meets any reliability standards that the
41 manufacturer may require for its commercially available handguns
42 that are not personalized or, if the manufacturer has no such
43 reliability standards, **】** the personalized handgun meets the
44 **【reliability】** standards **【**generally used in the industry for
45 commercially available handguns **】** established pursuant to section 3
46 of P.L. , c. (C.) (pending before the Legislature as this
47 bill).

1 ee. "Authorized user" means the owner of a personalized
2 handgun or a person to whom the owner has given consent to use
3 the personalized handgun.

4 (cf: P.L.2002, c.130, s.5)]¹

5
6 ¹6. N.J.S.2C:39-1 is amended to read as follows:

7 2C:39-1. Definitions. The following definitions apply to this
8 chapter and to chapter 58:

9 a. "Antique firearm" means any rifle or shotgun and "antique
10 cannon" means a destructive device defined in paragraph (3) of
11 subsection c. of this section, if the rifle, shotgun or destructive
12 device, as the case may be, is incapable of being fired or
13 discharged, or which does not fire fixed ammunition, regardless of
14 date of manufacture, or was manufactured before 1898 for which
15 cartridge ammunition is not commercially available, and is
16 possessed as a curiosity or ornament or for its historical
17 significance or value.

18 b. "Deface" means to remove, deface, cover, alter or destroy
19 the name of the maker, model designation, manufacturer's serial
20 number or any other distinguishing identification mark or number
21 on any firearm.

22 c. "Destructive device" means any device, instrument or object
23 designed to explode or produce uncontrolled combustion, including
24 (1) any explosive or incendiary bomb, mine or grenade; (2) any
25 rocket having a propellant charge of more than four ounces or any
26 missile having an explosive or incendiary charge of more than one-
27 quarter of an ounce; (3) any weapon capable of firing a projectile of
28 a caliber greater than 60 caliber, except a shotgun or shotgun
29 ammunition generally recognized as suitable for sporting purposes;
30 (4) any Molotov cocktail or other device consisting of a breakable
31 container containing flammable liquid and having a wick or similar
32 device capable of being ignited. The term does not include any
33 device manufactured for the purpose of illumination, distress
34 signaling, line-throwing, safety or similar purposes.

35 d. "Dispose of" means to give, give away, lease, loan, keep for
36 sale, offer, offer for sale, sell, transfer, or otherwise transfer
37 possession.

38 e. "Explosive" means any chemical compound or mixture that
39 is commonly used or is possessed for the purpose of producing an
40 explosion and which contains any oxidizing and combustible
41 materials or other ingredients in such proportions, quantities or
42 packing that an ignition by fire, by friction, by concussion or by
43 detonation of any part of the compound or mixture may cause such
44 a sudden generation of highly heated gases that the resultant
45 gaseous pressures are capable of producing destructive effects on
46 contiguous objects. The term shall not include small arms
47 ammunition, or explosives in the form prescribed by the official
48 United States Pharmacopoeia.

1 f. "Firearm" means any handgun, rifle, shotgun, machine gun,
2 automatic or semi-automatic rifle, or any gun, device or instrument
3 in the nature of a weapon from which may be fired or ejected any
4 solid projectable ball, slug, pellet, missile or bullet, or any gas,
5 vapor or other noxious thing, by means of a cartridge or shell or by
6 the action of an explosive or the igniting of flammable or explosive
7 substances. It shall also include, without limitation, any firearm
8 which is in the nature of an air gun, spring gun or pistol or other
9 weapon of a similar nature in which the propelling force is a spring,
10 elastic band, carbon dioxide, compressed or other gas or vapor, air
11 or compressed air, or is ignited by compressed air, and ejecting a
12 bullet or missile smaller than three-eighths of an inch in diameter,
13 with sufficient force to injure a person.

14 g. "Firearm silencer" means any instrument, attachment,
15 weapon or appliance for causing the firing of any gun, revolver,
16 pistol or other firearm to be silent, or intended to lessen or muffle
17 the noise of the firing of any gun, revolver, pistol or other firearm.

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

21 i. "Machine gun" means any firearm, mechanism or instrument
22 not requiring that the trigger be pressed for each shot and having a
23 reservoir, belt or other means of storing and carrying ammunition
24 which can be loaded into the firearm, mechanism or instrument and
25 fired therefrom. A machine gun also shall include, without
26 limitation, any firearm with a trigger crank attached.

27 j. "Manufacturer" means any person who receives or obtains
28 raw materials or parts and processes them into firearms or finished
29 parts of firearms, except a person who exclusively processes grips,
30 stocks and other nonmetal parts of firearms. The term does not
31 include a person who repairs existing firearms or receives new and
32 used raw materials or parts solely for the repair of existing firearms.

33 k. "Handgun" means any pistol, revolver or other firearm
34 originally designed or manufactured to be fired by the use of a
35 single hand.

36 l. "Retail dealer" means any person including a gunsmith,
37 except a manufacturer or a wholesale dealer, who sells, transfers or
38 assigns for a fee or profit any firearm or parts of firearms or
39 ammunition which he has purchased or obtained with the intention,
40 or for the purpose, of reselling or reassigning to persons who are
41 reasonably understood to be the ultimate consumers, and includes
42 any person who is engaged in the business of repairing firearms or
43 who sells any firearm to satisfy a debt secured by the pledge of a
44 firearm.

45 m. "Rifle" means any firearm designed to be fired from the
46 shoulder and using the energy of the explosive in a fixed metallic
47 cartridge to fire a single projectile through a rifled bore for each
48 single pull of the trigger.

- 1 n. "Shotgun" means any firearm designed to be fired from the
2 shoulder and using the energy of the explosive in a fixed shotgun
3 shell to fire through a smooth bore either a number of ball shots or a
4 single projectile for each pull of the trigger, or any firearm designed
5 to be fired from the shoulder which does not fire fixed ammunition.
- 6 o. "Sawed-off shotgun" means any shotgun having a barrel or
7 barrels of less than 18 inches in length measured from the breech to
8 the muzzle, or a rifle having a barrel or barrels of less than 16
9 inches in length measured from the breech to the muzzle, or any
10 firearm made from a rifle or a shotgun, whether by alteration, or
11 otherwise, if such firearm as modified has an overall length of less
12 than 26 inches.
- 13 p. "Switchblade knife" means any knife or similar device
14 which has a blade which opens automatically by hand pressure
15 applied to a button, spring or other device in the handle of the knife.
- 16 q. "Superintendent" means the Superintendent of the State
17 Police.
- 18 r. "Weapon" means anything readily capable of lethal use or of
19 inflicting serious bodily injury. The term includes, but is not
20 limited to, all (1) firearms, even though not loaded or lacking a clip
21 or other component to render them immediately operable; (2)
22 components which can be readily assembled into a weapon; (3)
23 gravity knives, switchblade knives, daggers, dirks, stilettos, or other
24 dangerous knives, billies, blackjacks, bludgeons, metal knuckles,
25 sandclubs, slingshots, cesti or similar leather bands studded with
26 metal filings or razor blades imbedded in wood; and (4) stun guns;
27 and any weapon or other device which projects, releases, or emits
28 tear gas or any other substance intended to produce temporary
29 physical discomfort or permanent injury through being vaporized or
30 otherwise dispensed in the air.
- 31 s. "Wholesale dealer" means any person, except a
32 manufacturer, who sells, transfers, or assigns firearms, or parts of
33 firearms, to persons who are reasonably understood not to be the
34 ultimate consumers, and includes persons who receive finished
35 parts of firearms and assemble them into completed or partially
36 completed firearms, in furtherance of such purpose, except that it
37 shall not include those persons dealing exclusively in grips, stocks
38 and other nonmetal parts of firearms.
- 39 t. "Stun gun" means any weapon or other device which emits
40 an electrical charge or current intended to temporarily or
41 permanently disable a person.
- 42 u. "Ballistic knife" means any weapon or other device capable
43 of lethal use and which can propel a knife blade.
- 44 v. "Imitation firearm" means an object or device reasonably
45 capable of being mistaken for a firearm.
- 46 w. "Assault firearm" means:
47 (1) The following firearms:
48 Algimec AGM1 type

S101 [1R]

15

- 1 Any shotgun with a revolving cylinder such as the "Street
2 Sweeper" or "Striker 12"
3 Armalite AR-180 type
4 Australian Automatic Arms SAR
5 Avtomat Kalashnikov type semi-automatic firearms
6 Beretta AR-70 and BM59 semi-automatic firearms
7 Bushmaster Assault Rifle
8 Calico M-900 Assault carbine and M-900
9 CETME G3
10 Chartered Industries of Singapore SR-88 type
11 Colt AR-15 and CAR-15 series
12 Daewoo K-1, K-2, Max 1 and Max 2, AR 100 types
13 Demro TAC-1 carbine type
14 Encom MP-9 and MP-45 carbine types
15 FAMAS MAS223 types
16 FN-FAL, FN-LAR, or FN-FNC type semi-automatic
17 firearms
18 Franchi SPAS 12 and LAW 12 shotguns
19 G3SA type
20 Galil type Heckler and Koch HK91, HK93, HK94, MP5,
21 PSG-1
22 Intratec TEC 9 and 22 semi-automatic firearms
23 M1 carbine type
24 M14S type
25 MAC 10, MAC 11, MAC 11-9mm carbine type firearms
26 PJK M-68 carbine type
27 Plainfield Machine Company Carbine
28 Ruger K-Mini-14/5F and Mini-14/5RF
29 SIG AMT, SIG 550SP, SIG 551SP, SIG PE-57 types
30 SKS with detachable magazine type
31 Spectre Auto carbine type
32 Springfield Armory BM59 and SAR-48 type
33 Sterling MK-6, MK-7 and SAR types
34 Steyr A.U.G. semi-automatic firearms
35 USAS 12 semi-automatic type shotgun
36 Uzi type semi-automatic firearms
37 Valmet M62, M71S, M76, or M78 type semi-automatic
38 firearms
39 Weaver Arm Nighthawk.
40 (2) Any firearm manufactured under any designation which is
41 substantially identical to any of the firearms listed above.
42 (3) A semi-automatic shotgun with either a magazine capacity
43 exceeding six rounds, a pistol grip, or a folding stock.
44 (4) A semi-automatic rifle with a fixed magazine capacity
45 exceeding 10 rounds. "Assault firearm" shall not include a semi-
46 automatic rifle which has an attached tubular device and which is
47 capable of operating only with .22 caliber rimfire ammunition.

1 (5) A part or combination of parts designed or intended to
2 convert a firearm into an assault firearm, or any combination of
3 parts from which an assault firearm may be readily assembled if
4 those parts are in the possession or under the control of the same
5 person.

6 (6) A firearm with a bump stock attached.

7 x. "Semi-automatic" means a firearm which fires a single
8 projectile for each single pull of the trigger and is self-reloading or
9 automatically chambers a round, cartridge, or bullet.

10 y. "Large capacity ammunition magazine" means a box, drum,
11 tube or other container which is capable of holding more than 10
12 rounds of ammunition to be fed continuously and directly therefrom
13 into a semi-automatic firearm. The term shall not include an
14 attached tubular device which is capable of holding only .22 caliber
15 rimfire ammunition.

16 z. "Pistol grip" means a well-defined handle, similar to that
17 found on a handgun, that protrudes conspicuously beneath the
18 action of the weapon, and which permits the shotgun to be held and
19 fired with one hand.

20 aa. "Antique handgun" means a handgun manufactured before
21 1898, or a replica thereof, which is recognized as being historical in
22 nature or of historical significance and either (1) utilizes a match,
23 friction, flint, or percussion ignition, or which utilizes a pin-fire
24 cartridge in which the pin is part of the cartridge or (2) does not fire
25 fixed ammunition or for which cartridge ammunition is not
26 commercially available.

27 bb. "Trigger lock" means a commercially available device
28 approved by the Superintendent of State Police which is operated
29 with a key or combination lock that prevents a firearm from being
30 discharged while the device is attached to the firearm. It may
31 include, but need not be limited to, devices that obstruct the barrel
32 or cylinder of the firearm, as well as devices that immobilize the
33 trigger.

34 cc. "Trigger locking device" means a device that, if installed on
35 a firearm and secured by means of a key or mechanically,
36 electronically or electromechanically operated combination lock,
37 prevents the firearm from being discharged without first
38 deactivating or removing the device by means of a key or
39 mechanically, electronically or electromechanically operated
40 combination lock.

41 dd. "Personalized handgun" means a handgun which
42 incorporates within its design **■**, and as part of its original
43 manufacture, technology which automatically limits its operational
44 use and which cannot be readily deactivated, so that it may only be
45 fired by an authorized or recognized user. The technology limiting
46 the handgun's operational use may include, but not be limited to:
47 radio frequency tagging, touch memory, remote control, fingerprint,
48 magnetic encoding and other automatic user identification systems

1 utilizing biometric, mechanical or electronic systems] a permanent
2 programmable feature as part of its manufacture that cannot be
3 deactivated and renders the personalized handgun reasonably
4 resistant to being fired except when activated by the lawful owner
5 or other authorized user. No make or model of a handgun shall be
6 deemed to be a "personalized handgun" unless the **【Attorney**
7 **General】** Personalized Handgun Authorization Commission
8 established pursuant to section 1 of P.L. , c. (C.) (pending
9 before the Legislature as this bill has determined **【,** through testing
10 or other reasonable means, that the handgun meets any reliability
11 standards that the manufacturer may require for its commercially
12 available handguns that are not personalized or, if the manufacturer
13 has no such reliability standards,**】** in accordance with section 2 of
14 P.L. , c. (C.) (pending before the Legislature as this bill),
15 that the personalized handgun meets the **【reliability】** performance
16 standards **【generally used in the industry for commercially**
17 available handguns**】** and qualifying criteria established pursuant to
18 section 2 of P.L. , c. (C.) (pending before the Legislature
19 as this bill).

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

24 ff. "Trigger crank" means any device or instrument to be
25 attached to a firearm that repeatedly activates the trigger of the
26 firearm through the use of a lever or other part that is turned in a
27 circular motion; provided, however, the term shall not include any
28 weapon initially designed and manufactured to fire through the use
29 of a crank or lever.

30 gg. "Armor piercing ammunition" means: (1) a projectile or
31 projectile core which may be used in a handgun and is constructed
32 entirely, excluding the presence of traces of other substances, from
33 one or a combination of tungsten alloys, steel, iron, brass, bronze,
34 beryllium copper, or depleted uranium; or (2) a full jacketed
35 projectile larger than .22 caliber designed and intended for use in a
36 handgun and whose jacket has a weight of more than 25 percent of
37 the total weight of the projectile. "Armor piercing ammunition"
38 shall not include shotgun shot required by federal or State
39 environmental or game regulations for hunting purposes, a frangible
40 projectile designed for target shooting, a projectile which the United
41 States Attorney General finds is primarily intended to be used for
42 sporting purposes, or any other projectile or projectile core which
43 the United States Attorney General finds is intended to be used for
44 industrial purposes, including a charge used in an oil gas well
45 perforating device.

46 hh. "Covert firearm" means any firearm that is constructed in a
47 shape or configuration such that it does not resemble a handgun,

1 rifle, shotgun, or machine gun including, but not limited to, a
2 firearm that resembles a key-chain, pen, cigarette lighter, cigarette
3 package, cellphone, smart phone, wallet, or cane.

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

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

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

21 ll. "Authorized user" means the lawful owner of a personalized
22 handgun or a person to whom the owner has given consent to use
23 the personalized handgun.¹
24 (cf: P.L.2018, c.138, s.1)
25

26 ¹[8.] 7. N.J.S.2C:58-2 is amended to read as follows:

27 2C:58-2. a. Licensing of retail dealers and their employees.
28 No retail dealer of firearms nor any employee of a retail dealer shall
29 sell or expose for sale, or possess with the intent of selling, any
30 firearm unless licensed to do so as hereinafter provided. The
31 superintendent shall prescribe standards and qualifications for retail
32 dealers of firearms and their employees for the protection of the
33 public safety, health and welfare.

34 Applications shall be made in the form prescribed by the
35 superintendent, accompanied by a fee of \$50 payable to the
36 superintendent, and shall be made to a judge of the Superior Court
37 in the county where the applicant maintains his place of business.
38 The judge shall grant a license to an applicant if he finds that the
39 applicant meets the standards and qualifications established by the
40 superintendent and that the applicant can be permitted to engage in
41 business as a retail dealer of firearms or employee thereof without
42 any danger to the public safety, health and welfare. Each license
43 shall be valid for a period of three years from the date of issuance,
44 and shall authorize the holder to sell firearms at retail in a specified
45 municipality.

46 In addition, every retail dealer shall pay a fee of \$5 for each
47 employee actively engaged in the sale or purchase of firearms. The
48 superintendent shall issue a license for each employee for whom

1 said fee has been paid, which license shall be valid for so long as
2 the employee remains in the employ of said retail dealer.

3 No license shall be granted to any retail dealer under the age of
4 21 years or to any employee of a retail dealer under the age of 18 or
5 to any person who could not qualify to obtain a permit to purchase a
6 handgun or a firearms purchaser identification card, or to any
7 corporation, partnership or other business organization in which the
8 actual or equitable controlling interest is held or possessed by such
9 an ineligible person.

10 All licenses shall be granted subject to the following conditions,
11 for breach of any of which the license shall be subject to revocation
12 on the application of any law enforcement officer and after notice
13 and hearing by the issuing court:

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

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

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

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

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

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

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

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

40 (d) **【Except as otherwise provided in subparagraph (e) of this**
41 **paragraph, the】** The handgun is accompanied by a trigger lock or a
42 locked case, gun box, container or other secure facility; provided,
43 however, this provision shall not apply to antique handguns or
44 personalized handguns included in the roster pursuant to section 2
45 of P.L. , c. (C.) (pending before the Legislature as this bill).
46 **【exemption】** exemptions afforded under this subparagraph for
47 antique handguns and personalized handguns shall be narrowly
48 construed, limited solely to the requirements set forth herein and

1 shall not be deemed to afford or authorize any other exemption
2 from the regulatory provisions governing firearms set forth in
3 chapter 39 and chapter 58 of Title 2C of the New Jersey Statutes;
4 and

5 (e) **【**On and after the first day of the sixth month following the
6 date on which the list of personalized handguns is prepared and
7 delivered pursuant to section 3 of P.L.2002, c.130 (C.2C:58-2.4),
8 the handgun is identified as a personalized handgun and included
9 on that list or is an antique handgun. The provisions of
10 subparagraph (d) of this section shall not apply to the delivery of a
11 personalized handgun.**】** (Deleted by amendment, P.L. _____,
12 c. ____) (pending before the Legislature as this bill)

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. 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, complexion, occupation, residence and a
43 physical description including distinguishing physical
44 characteristics, if any, of the purchaser, lessee or transferee, the
45 name and permanent home address of the person making the sale,
46 lease or transfer, the place of the transaction, and the make, model,
47 manufacturer's number, caliber and other marks of identification on
48 such handgun and such other information as the superintendent

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

5 c. Forms of register. The superintendent shall prepare the form
 6 of the register as described in subsection b. of this section and
 7 furnish the same in triplicate to each person licensed to be engaged
 8 in the business of selling, leasing or otherwise transferring firearms.

9 d. Signatures in register. The purchaser, lessee or transferee of
 10 any handgun shall sign, and the dealer shall require him to sign his
 11 name to the register, in triplicate, and the person making the sale,
 12 lease or transfer shall affix his name, in triplicate, as a witness to
 13 the signature. The signatures shall constitute a representation of the
 14 accuracy of the information contained in the register.

15 e. Copies of register entries; delivery to chief of police or
 16 county clerk. Within five days of the date of the sale, assignment or
 17 transfer, the dealer shall deliver or mail by certified mail, return
 18 receipt requested, legible copies of the register forms to the office
 19 of the chief of police of the municipality in which the purchaser
 20 resides, or to the office of the captain of the precinct of the
 21 municipality in which the purchaser resides, and to the
 22 superintendent. If hand delivered a receipt shall be given to the
 23 dealer therefor.

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

29 (cf: P.L.2009, c.186, s.1)

30
 31 ¹~~9.~~ 8.¹ Section 8 of P.L.2002, c.130 (C.59:2-11) is amended
 32 to read as follows:

33 8. ~~No~~ The action or inaction by a public entity or public
 34 employee ~~in implementing the provisions of P.L.2002,~~
 35 ~~c.130 (C.2C:58-2.2 et al.), including but not limited to the~~ when
 36 promulgating, amending or supplementing ~~of a~~ the ~~list~~ roster
 37 of personalized handguns that may be sold in this State ~~,~~ pursuant
 38 to P.L. , c. (C.) (pending before the Legislature as this bill
 39 shall not constitute a representation, warranty or guarantee by any
 40 public entity or employee with regard to the safety, use or any other
 41 aspect or attribute of a personalized handgun.

42 ~~No~~ An action to recover damages shall not arise or ~~shall~~ be
 43 brought against any public entity or public employee for any action
 44 or inaction related to or in connection with ~~the implementation of~~
 45 any aspect of P.L.2002, c.130 (C.2C:58-2.2 et al.) the roster of
 46 personalized handguns established pursuant to section 2 of
 47 P.L. , c. (C.) (pending before the Legislature as this bill).

1 (cf: P.L.2002, c.130, s.8)

2

3 ¹**【10.】** 9.¹ The following sections are repealed:

4 Sections 1 through 4 of P.L.2002, c.130 (C.2C:58-2.2 through
5 (C.2C:58-2.5); and

6 Section 7 of P.L.2002, c.130 (C.2C:58-2.6).

7

8 ¹**【11.】** 10.¹ This act shall take effect on the first day of the
9 seventh month following enactment, but the Attorney General and
10 Superintendent of State Police may take any anticipatory
11 administrative action in advance of that date as shall be necessary
12 for the implementation of this act.

13

14

15

16

17 Establishes commission to approve personalized handguns;
18 requires firearm retailers to sell personalized handguns.