

SENATE, No. 2402

STATE OF NEW JERSEY
218th LEGISLATURE

INTRODUCED APRIL 5, 2018

Sponsored by:

Senator LORETTA WEINBERG

District 37 (Bergen)

Senator LINDA R. GREENSTEIN

District 14 (Mercer and Middlesex)

SYNOPSIS

Prohibits State-sponsored travel to states lacking permit to purchase firearms laws.

CURRENT VERSION OF TEXT

As introduced.



S2402 WEINBERG, GREENSTEIN

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1 AN ACT prohibiting State-sponsored travel to states lacking permit
2 to purchase firearms laws and supplementing Title 52 of the
3 Revised Statutes.

4

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

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8 1. a. Notwithstanding the provisions of any other law or rule or
9 regulation to the contrary, a State agency shall not permit a State
10 officer or employee, special State officer or employee, or member
11 of the Legislature to engage in any travel to be paid, in whole or in
12 part, out of State funds, or to be otherwise sponsored by the State,
13 to any state of the United States if that state has not enacted a
14 permit to purchase firearms law. This prohibition shall also apply
15 to any organization that receives aid from the State.

16 The provisions of this subsection shall not apply to any travel
17 required for the following purposes:

18 the enforcement of any New Jersey law, including auditing and
19 revenue collection;

20 litigation;

21 any contractual obligation incurred prior to the effective date of
22 P.L. , c. (C.) (pending before the Legislature as this bill);

23 compliance with any request to appear before any congressional
24 committee or other committee of the federal government;

25 participation in any meeting or training required by a grant or
26 that is required to maintain grant funding;

27 completion of any job-required training necessary to maintain
28 licensure or similar standards required for holding a position, if
29 comparable training cannot be obtained in New Jersey or in another
30 state not subject to this travel prohibition; or

31 when the travel is necessary in order to protect the public health,
32 safety, or welfare, as determined by the affected State agency.

33 b. The Attorney General shall compile and maintain on the
34 Internet website of the Department of Law and Public Safety a list
35 of states that are subject to the travel ban imposed by subsection a.
36 of this section. The Attorney General may waive the ban on travel
37 for a period not to exceed one year in the case of any state if the
38 Attorney General determines that the state is likely to pass a law
39 within that year that would allow travel pursuant to the provisions
40 of this section. Such a waiver may be issued only once in the case
41 of any state.

42 c. As used in this section,

43 “firearm” means a firearm as defined in N.J.S.2C:39-1.

44 “permit to purchase firearms law” means a law providing that:

45 no firearm shall be transferred to any person unless that person
46 holds a valid permit to purchase a firearm;

1 a prospective firearm purchaser shall apply for a permit in person
2 with the local police regardless of whether the firearm is to be
3 received from a licensed dealer or a private individual;

4 a prospective firearm purchaser shall be fingerprinted;
5 the duration of a permit shall be for one year;

6 a prospective firearm purchaser shall not be eligible for more
7 than one firearm purchase or acceptance per calendar month;

8 every firearms dealer or individual shall report the transfer or
9 sale of every firearm to the state which shall verify a buyers
10 compliance with firearm purchase limits; and

11 the owner of any firearm shall report the loss or theft thereof to
12 the police within 36 hours of discovering that loss or theft.

13 “prospective firearm purchaser” means any person who seeks to
14 have ownership of a firearm transferred to that person regardless of
15 whether any consideration is paid therefor;

16 “special State officer or employee” means a special State officer
17 or employee as defined in section 2 of P.L.1971, c.182 (C.52:13D-
18 13.

19 “State agency” means any of the principal departments in the
20 Executive Branch of the State Government, and any division, board,
21 bureau, office, commission or other instrumentality within or
22 created by such department, the Legislature of the State and any
23 office, board, bureau or commission within or created by the
24 Legislative Branch, and any independent State authority,
25 commission, instrumentality or agency, including, but not limited
26 to, any public institution of higher education that receives State
27 funds.

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29 2. This act shall take effect immediately.

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STATEMENT

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34 This bill prohibits a State agency, including any public
35 institution of higher education that receives State funds, from
36 permitting a State officer or employee, special State officer or
37 employee, or member of the Legislature to travel at State expense
38 or with State sponsorship to any other state of the United States if
39 that state has not enacted a “permit to purchase” firearms law. This
40 prohibition would also apply to any organization that receives State
41 aid. This would make the bill applicable to schools, for-profit
42 organizations, and not-for-profit organizations receiving State aid,
43 but not to companies engaged in State contracts such as those
44 involving infrastructure construction.

45 Exceptions will be allowed when travel is in connection with:

46 the enforcement of any New Jersey law, including auditing and
47 revenue collection;

48 litigation;

1 any contractual obligation incurred prior to the bill's effective
2 date;

3 compliance with any request to appear before any congressional
4 committee or other committee of the federal government;

5 participation in any meeting or training required by a grant or
6 that is required to maintain grant funding;

7 completion of any job-required training necessary to maintain
8 licensure or similar standards required for holding a position, if
9 comparable training cannot be obtained in New Jersey or in another
10 state not subject to this travel prohibition; or

11 a trip that is necessary in order to protect the public health,
12 safety, or welfare, as determined by the affected State agency.

13 The Attorney General will compile and maintain on the Internet
14 website of the Department of Law and Public Safety a list of states
15 that are subject to the travel ban imposed by this bill. The Attorney
16 General may waive the ban on travel for a period not to exceed one
17 year in the case of any state that the Attorney General determines is
18 likely to pass a law within that year that would allow travel
19 pursuant to the bill's provisions. Such a waiver may be issued only
20 once in the case of any state.

21 Under the bill, a "permit to purchase firearms law" means a law
22 providing that:

23 no firearm will be transferred to any person unless that person
24 holds a valid permit to purchase a firearm;

25 a prospective firearm purchaser will apply for a permit in person
26 with the local police regardless of whether the firearm is to be
27 received from a licensed dealer or a private individual;

28 a prospective firearm purchaser will be fingerprinted;

29 the duration of a permit will be for one year;

30 a prospective firearm purchaser will not be eligible for more than
31 one firearm purchase or acceptance per calendar month;

32 every firearm dealer or individual sells or transfers ownership of
33 a firearm to a prospective firearm purchaser will report the sale or
34 transfer the state which will verify a buyers compliance with
35 firearm purchase limits; and

36 the owner of any firearm will report the loss or theft thereof to
37 the police within 36 hours of discovering that loss or theft.

38 The bill provides that a "prospective firearm purchaser" is any
39 person who seeks to have ownership of a firearm transferred to that
40 person regardless of whether any consideration is paid therefor.

41 The bill may be cited as "The Iron Pipeline Protection Act
42 (IPPA)." The "Iron Pipeline" is a term used by the federal Bureau
43 of Alcohol, Tobacco, Firearms and Explosives to refer to the route
44 from 10 states, mostly in the South, along which illegal firearms are
45 smuggled for sale in the Mid-Atlantic states and New England.