

P.L. 1999, CHAPTER 255, *approved October 15, 1999*
Assembly, No. 2469

1 **AN ACT** concerning certain firearms sales, amending N.J.S.2C:39-1
2 and supplementing chapter 58 of Title 2C of the New Jersey
3 Statutes.

4

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

7

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

9 2C:39-1. Definitions. The following definitions apply to this
10 chapter and to chapter 58:

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

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

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

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

39 e. "Explosive" means any chemical compound or mixture that is

EXPLANATION - Matter enclosed in bold-faced brackets [thus] in the above bill is not enacted and intended to be omitted in the law.

Matter underlined thus is new matter.

1 commonly used or is possessed for the purpose of producing an
2 explosion and which contains any oxidizing and combustible materials
3 or other ingredients in such proportions, quantities or packing that an
4 ignition by fire, by friction, by concussion or by detonation of any part
5 of the compound or mixture may cause such a sudden generation of
6 highly heated gases that the resultant gaseous pressures are capable of
7 producing destructive effects on contiguous objects. The term shall
8 not include small arms ammunition, or explosives in the form
9 prescribed by the official United States Pharmacopoeia.

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

23 g. "Firearm silencer" means any instrument, attachment, weapon or
24 appliance for causing the firing of any gun, revolver, pistol or other
25 firearm to be silent, or intended to lessen or muffle the noise of the
26 firing of any gun, revolver, pistol or other firearm.

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

30 i. "Machine gun" means any firearm, mechanism or instrument not
31 requiring that the trigger be pressed for each shot and having a
32 reservoir, belt or other means of storing and carrying ammunition
33 which can be loaded into the firearm, mechanism or instrument and
34 fired therefrom.

35 j. "Manufacturer" means any person who receives or obtains raw
36 materials or parts and processes them into firearms or finished parts of
37 firearms, except a person who exclusively processes grips, stocks and
38 other nonmetal parts of firearms. The term does not include a person
39 who repairs existing firearms or receives new and used raw materials
40 or parts solely for the repair of existing firearms.

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

43 l. "Retail dealer" means any person including a gunsmith, except a
44 manufacturer or a wholesale dealer, who sells, transfers or assigns for
45 a fee or profit any firearm or parts of firearms or ammunition which he
46 has purchased or obtained with the intention, or for the purpose, of

1 reselling or reassigning to persons who are reasonably understood to
2 be the ultimate consumers, and includes any person who is engaged in
3 the business of repairing firearms or who sells any firearm to satisfy a
4 debt secured by the pledge of a firearm.

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

9 n. "Shotgun" means any firearm designed to be fired from the
10 shoulder and using the energy of the explosive in a fixed shotgun shell
11 to fire through a smooth bore either a number of ball shots or a single
12 projectile for each pull of the trigger, or any firearm designed to be
13 fired from the shoulder which does not fire fixed ammunition.

14 o. "Sawed-off shotgun" means any shotgun having a barrel or
15 barrels of less than 18 inches in length measured from the breech to
16 the muzzle, or a rifle having a barrel or barrels of less than 16 inches
17 in length measured from the breech to the muzzle, or any firearm made
18 from a rifle or a shotgun, whether by alteration, or otherwise, if such
19 firearm as modified has an overall length of less than 26 inches.

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

23 q. "Superintendent" means the Superintendent of the State Police.

24 r. "Weapon" means anything readily capable of lethal use or of
25 inflicting serious bodily injury. The term includes, but is not limited
26 to, all (1) firearms, even though not loaded or lacking a clip or other
27 component to render them immediately operable; (2) components
28 which can be readily assembled into a weapon; (3) gravity knives,
29 switchblade knives, daggers, dirks, stilettos, or other dangerous
30 knives, billies, blackjacks, bludgeons, metal knuckles, sandclubs,
31 slingshots, cesti or similar leather bands studded with metal filings or
32 razor blades imbedded in wood; and (4) stun guns; and any weapon or
33 other device which projects, releases, or emits tear gas or any other
34 substance intended to produce temporary physical discomfort or
35 permanent injury through being vaporized or otherwise dispensed in
36 the air.

37 s. "Wholesale dealer" means any person, except a manufacturer,
38 who sells, transfers, or assigns firearms, or parts of firearms, to
39 persons who are reasonably understood not to be the ultimate
40 consumers, and includes persons who receive finished parts of firearms
41 and assemble them into completed or partially completed firearms, in
42 furtherance of such purpose, except that it shall not include those
43 persons dealing exclusively in grips, stocks and other nonmetal parts
44 of firearms.

45 t. "Stun gun" means any weapon or other device which emits an
46 electrical charge or current intended to temporarily or permanently

- 1 disable a person.
- 2 u. "Ballistic knife" means any weapon or other device capable of
3 lethal use and which can propel a knife blade.
- 4 v. "Imitation firearm" means an object or device reasonably capable
5 of being mistaken for a firearm.
- 6 w. "Assault firearm" means:
- 7 (1) The following firearms:
- 8 Algimec AGM1 type
9 Any shotgun with a revolving cylinder such as the "Street Sweeper"
10 or "Striker 12"
11 Armalite AR-180 type
12 Australian Automatic Arms SAR
13 Avtomat Kalashnikov type semi-automatic firearms
14 Beretta AR-70 and BM59 semi-automatic firearms
15 Bushmaster Assault Rifle
16 Calico M-900 Assault carbine and M-900
17 CETME G3
18 Chartered Industries of Singapore SR-88 type
19 Colt AR-15 and CAR-15 series
20 Daewoo K-1, K-2, Max 1 and Max 2, AR 100 types
21 Demro TAC-1 carbine type
22 Encom MP-9 and MP-45 carbine types
23 FAMAS MAS223 types
24 FN-FAL, FN-LAR, or FN-FNC type semi-automatic firearms
25 Franchi SPAS 12 and LAW 12 shotguns
26 G3SA type
27 Galil type Heckler and Koch HK91, HK93, HK94, MP5, PSG-1
28 Intratec TEC 9 and 22 semi-automatic firearms
29 M1 carbine type
30 M14S type
31 MAC 10, MAC 11, MAC 11-9mm carbine type firearms
32 PJK M-68 carbine type
33 Plainfield Machine Company Carbine
34 Ruger K-Mini-14/5F and Mini-14/5RF
35 SIG AMT, SIG 550SP, SIG 551SP, SIG PE-57 types
36 SKS with detachable magazine type
37 Spectre Auto carbine type
38 Springfield Armory BM59 and SAR-48 type
39 Sterling MK-6, MK-7 and SAR types
40 Steyr A.U.G. semi-automatic firearms
41 USAS 12 semi-automatic type shotgun
42 Uzi type semi-automatic firearms
43 Valmet M62, M71S, M76, or M78 type semi-automatic firearms
44 Weaver Arm Nighthawk.
- 45 (2) Any firearm manufactured under any designation which is
46 substantially identical to any of the firearms listed above.

1 (3) A semi-automatic shotgun with either a magazine capacity
2 exceeding six rounds, a pistol grip, or a folding stock.

3 (4) A semi-automatic rifle with a fixed magazine capacity
4 exceeding 15 rounds.

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

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

12 y. "Large capacity ammunition magazine" means a box, drum, tube
13 or other container which is capable of holding more than 15 rounds of
14 ammunition to be fed continuously and directly therefrom into a
15 semi-automatic firearm.

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

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

26 (cf: P.L.1990, c.32, s.1)

27

28 2. (New section) a. There is established a "KeepSafe" program
29 to encourage and stimulate the safe storage of firearms in the State of
30 New Jersey by providing instant rebates to firearms purchasers who
31 purchase trigger locking devices.

32 Under the program, a person who purchases a firearm from a retail
33 dealer licensed under the provisions of N.J.S.2C:58-2 shall be eligible
34 for a \$5 instant rebate when a compatible trigger locking device is
35 purchased along with that firearm. The licensed retail dealer shall
36 deduct the rebate from the price of the compatible locking device in
37 order to reduce by \$5 the cost of the device for the purchaser.

38 b. The Superintendent of State Police, in conjunction with the
39 Attorney General, shall adopt guidelines in accordance with the
40 Administrative Procedure Act, P.L.1968, c.410 (C.52:14B-1 et seq.),
41 to effectuate the purposes of this act.

42 In addition, the superintendent shall prepare and deliver to each
43 licensed retail firearms dealer in the State the forms necessary to
44 record and report participation in the program. The forms, which shall
45 set forth the name, address, telephone number, State tax number and
46 State license number of the retail firearms dealer, the name of the

1 firearms purchaser and his firearms purchaser identification card
2 number or permit to purchase a handgun number, the make and model
3 number of the compatible trigger locking device purchased and the
4 date of the sale, shall be in duplicate. One copy shall be retained by
5 the retail dealer for his records. The other shall be submitted to the
6 Attorney General for reimbursement. The reimbursement copies shall
7 be submitted monthly at a time prescribed by the superintendent. The
8 submitting retail dealer shall be entitled to a reimbursement of \$5 for
9 each trigger locking device sold as part of the KeepSafe program. To
10 help defray any administrative costs, each participating retail dealer
11 shall receive, in addition to the reimbursement, \$0.50 for each valid
12 reimbursement copy submitted.

13 The superintendent also shall provide each licensed retail firearms
14 dealer with a sign to be prominently displayed at a conspicuous place
15 on the dealer's business premises where firearms are offered for sale.
16 The sign shall state substantially the following:

17

18 "KEEP NEW JERSEY FIREARMS SAFE.
19 TO ENCOURAGE NEW JERSEY GUN OWNERS TO
20 STORE THEIR FIREARMS SAFELY, THE STATE IS
21 OFFERING A \$5 INSTANT REBATE WHEN YOU
22 PURCHASE A COMPATIBLE TRIGGER LOCK ALONG
23 WITH YOUR FIREARM.

24

25 REMEMBER--THE USE OF A TRIGGER LOCK IS
26 ONLY ONE ASPECT OF RESPONSIBLE FIREARM
27 STORAGE. FIREARMS SHOULD BE STORED,
28 UNLOADED AND LOCKED IN A LOCATION THAT IS
29 BOTH SEPARATE FROM THEIR AMMUNITION
30 AND INACCESSIBLE TO CHILDREN.

31

32 NEW JERSEY'S FAMILIES AND CHILDREN ARE
33 PRECIOUS--KEEP THEM SAFE!!"

34

35 3. (New section) On the first day of the thirteenth month
36 following the effective date of this act, the superintendent shall submit
37 a report on the effectiveness of the KeepSafe program to the Governor
38 and Legislature. In addition to those matters the superintendent deems
39 appropriate and necessary, the report shall include the superintendent's
40 assessment of whether the program should be expanded to include
41 sales of trigger locking devices which are not part of firearm
42 purchases.

43

44 4. This act shall take effect immediately.

1 STATEMENT

2

3 This bill establishes a \$5 instant rebate program for purchasers of
4 firearms who, at the time of their purchase, also purchase a trigger gun
5 lock.

6

7

8

9

10 Establishes a \$5 instant rebate program for purchaser of trigger locks.

ASSEMBLY, No. 2469

STATE OF NEW JERSEY 208th LEGISLATURE

INTRODUCED SEPTEMBER 17, 1998

Sponsored by:

Assemblyman JACK COLLINS

District 3 (Salem, Cumberland and Gloucester)

Assemblyman NEIL M. COHEN

District 20 (Union)

Co-Sponsored by:

**Assemblymen Augustine, LeFevre, Gusciora and Assemblywoman Watson
Coleman**

SYNOPSIS

Establishes a \$5 instant rebate program for purchaser of trigger locks.

CURRENT VERSION OF TEXT

As introduced.



(Sponsorship Updated As Of: 2/19/1999)

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41 explosion and which contains any oxidizing and combustible materials
42 or other ingredients in such proportions, quantities or packing that an
43 ignition by fire, by friction, by concussion or by detonation of any part

EXPLANATION - Matter enclosed in bold-faced brackets [thus] in the above bill is not enacted and intended to be omitted in the law.

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28 reservoir, belt or other means of storing and carrying ammunition
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32 materials or parts and processes them into firearms or finished parts of
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35 who repairs existing firearms or receives new and used raw materials
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45 the business of repairing firearms or who sells any firearm to satisfy a
46 debt secured by the pledge of a firearm.

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2 shoulder and using the energy of the explosive in a fixed metallic
3 cartridge to fire a single projectile through a rifled bore for each single
4 pull of the trigger.
- 5 n. "Shotgun" means any firearm designed to be fired from the
6 shoulder and using the energy of the explosive in a fixed shotgun shell
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9 fired from the shoulder which does not fire fixed ammunition.
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11 barrels of less than 18 inches in length measured from the breech to
12 the muzzle, or a rifle having a barrel or barrels of less than 16 inches
13 in length measured from the breech to the muzzle, or any firearm made
14 from a rifle or a shotgun, whether by alteration, or otherwise, if such
15 firearm as modified has an overall length of less than 26 inches.
- 16 p. "Switchblade knife" means any knife or similar device which has
17 a blade which opens automatically by hand pressure applied to a
18 button, spring or other device in the handle of the knife.
- 19 q. "Superintendent" means the Superintendent of the State Police.
- 20 r. "Weapon" means anything readily capable of lethal use or of
21 inflicting serious bodily injury. The term includes, but is not limited
22 to, all (1) firearms, even though not loaded or lacking a clip or other
23 component to render them immediately operable; (2) components
24 which can be readily assembled into a weapon; (3) gravity knives,
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26 knives, billies, blackjacks, bludgeons, metal knuckles, sandclubs,
27 slingshots, cesti or similar leather bands studded with metal filings or
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29 other device which projects, releases, or emits tear gas or any other
30 substance intended to produce temporary physical discomfort or
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36 consumers, and includes persons who receive finished parts of firearms
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39 persons dealing exclusively in grips, stocks and other nonmetal parts
40 of firearms.
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42 electrical charge or current intended to temporarily or permanently
43 disable a person.
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45 lethal use and which can propel a knife blade.
- 46 v. "Imitation firearm" means an object or device reasonably capable

- 1 of being mistaken for a firearm.
- 2 w. "Assault firearm" means:
- 3 (1) The following firearms:
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- 5 Any shotgun with a revolving cylinder such as the "Street Sweeper"
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- 7 Armalite AR-180 type
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- 9 Avtomat Kalashnikov type semi-automatic firearms
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- 14 Chartered Industries of Singapore SR-88 type
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- 41 (2) Any firearm manufactured under any designation which is
- 42 substantially identical to any of the firearms listed above.
- 43 (3) A semi-automatic shotgun with either a magazine capacity
- 44 exceeding six rounds, a pistol grip, or a folding stock.
- 45 (4) A semi-automatic rifle with a fixed magazine capacity
- 46 exceeding 15 rounds.

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

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

8 y. "Large capacity ammunition magazine" means a box, drum, tube
9 or other container which is capable of holding more than 15 rounds of
10 ammunition to be fed continuously and directly therefrom into a
11 semi-automatic firearm.

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

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

22 (cf: P.L.1990, c.32, s.1)

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24 2. (New section) a. There is established a "KeepSafe" program
25 to encourage and stimulate the safe storage of firearms in the State of
26 New Jersey by providing instant rebates to firearms purchasers who
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29 dealer licensed under the provisions of N.J.S.2C:58-2 shall be eligible
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31 purchased along with that firearm. The licensed retail dealer shall
32 deduct the rebate from the price of the compatible locking device in
33 order to reduce by \$5 the cost of the device for the purchaser.

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35 Attorney General, shall adopt guidelines in accordance with the
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37 to effectuate the purposes of this act.

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41 set forth the name, address, telephone number, State tax number and
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43 firearms purchaser and his firearms purchaser identification card
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12 The sign shall state substantially the following:

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14 "KEEP NEW JERSEY FIREARMS SAFE.
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16 STORE THEIR FIREARMS SAFELY, THE STATE IS
17 OFFERING A \$5 INSTANT REBATE WHEN YOU
18 PURCHASE A COMPATIBLE TRIGGER LOCK ALONG
19 WITH YOUR FIREARM.

20

21 REMEMBER--THE USE OF A TRIGGER LOCK IS
22 ONLY ONE ASPECT OF RESPONSIBLE FIREARM
23 STORAGE. FIREARMS SHOULD BE STORED,
24 UNLOADED AND LOCKED IN A LOCATION THAT IS
25 BOTH SEPARATE FROM THEIR AMMUNITION
26 AND INACCESSIBLE TO CHILDREN.

27

28 NEW JERSEY'S FAMILIES AND CHILDREN ARE
29 PRECIOUS--KEEP THEM SAFE!!"

30

31 3. (New section) On the first day of the thirteenth month
32 following the effective date of this act, the superintendent shall submit
33 a report on the effectiveness of the KeepSafe program to the Governor
34 and Legislature. In addition to those matters the superintendent deems
35 appropriate and necessary, the report shall include the superintendent's
36 assessment of whether the program should be expanded to include
37 sales of trigger locking devices which are not part of firearm
38 purchases.

39

40 4. This act shall take effect immediately.

41

42 STATEMENT

43

44 This bill establishes a \$5 instant rebate program for purchasers of
45 firearms who, at the time of their purchase, also purchase a trigger gun
46 lock.

ASSEMBLY LAW AND PUBLIC SAFETY COMMITTEE

STATEMENT TO

ASSEMBLY, No. 2469

STATE OF NEW JERSEY

DATED: OCTOBER 5, 1998

The Assembly Law and Public Safety Committee reports favorably Assembly Bill No. 2469.

Assembly Bill No. 2469 establishes the "KeepSafe" program, which provides for instant \$5 rebates to firearms purchasers if those purchasers also purchase trigger locking devices that are compatible with the firearms. The bill defines a "trigger locking device" as a device that, if installed on a firearm and secured by means of a key or mechanically, electronically or electromechanically operated combination lock, prevents the firearm from being discharged without first deactivating or removing the device by means of a key or mechanically, electronically or electromechanically operated combination lock.

The KeepSafe program requires retail firearms dealers to deduct the rebate from the price of the compatible locking device at the time of purchase. For each qualifying locking device sold, the dealer is required to complete a form prepared by the Superintendent of State Police containing the following information: the dealer's name, address, telephone number, State tax number and State license number; the purchaser's name and number of the firearms purchaser identification card or permit to purchase a handgun; make and model of the trigger locking device; and the date of the sale. Upon monthly submission of these forms to the Attorney General, the dealer is to be reimbursed \$5 for each device sold, as well as an additional \$0.50 per device to defray any administrative costs associated with the program. In addition, each retail firearms dealer is required to post in a conspicuous place on the premises a sign provided by the superintendent describing the rebate program.

The bill also requires the superintendent to report on the effectiveness of the KeepSafe program after it has been in effect for one year to determine whether the program should be expanded to provide rebates for trigger lock devices not sold in conjunction with a compatible firearm.

ASSEMBLY APPROPRIATIONS COMMITTEE

STATEMENT TO

ASSEMBLY, No. 2469

STATE OF NEW JERSEY

DATED: NOVEMBER 9, 1998

The Assembly Appropriations Committee reports favorably Assembly Bill No. 2469.

Assembly Bill No. 2469 establishes the "KeepSafe" program, which provides for instant \$5 rebates to firearms purchasers if those purchasers also purchase trigger locking devices that are compatible with the firearms. The bill defines a "trigger locking device" as a device that, if installed on a firearm and secured by means of a key or mechanically, electronically or electromechanically operated combination lock, prevents the firearm from being discharged without first deactivating or removing the device by means of a key or mechanically, electronically or electromechanically operated combination lock.

The KeepSafe program requires retail firearms dealers to deduct the rebate from the price of the compatible locking device at the time of purchase. For each qualifying locking device sold, the dealer is required to complete a form prepared by the Superintendent of State Police containing the following information: the dealer's name, address, telephone number, State tax number and State license number; the purchaser's name and number of the firearms purchaser identification card or permit to purchase a handgun; make and model of the trigger locking device; and the date of the sale. Upon monthly submission of these forms to the Attorney General, the dealer is to be reimbursed \$5 for each device sold, as well as an additional \$0.50 per device to defray any administrative costs associated with the program. In addition, each retail firearms dealer is required to post in a conspicuous place on the premises a sign provided by the superintendent describing the rebate program.

The bill also requires the superintendent to report on the effectiveness of the KeepSafe program after one year to determine whether the program should be expanded to provide rebates for trigger lock devices not sold in conjunction with a compatible firearm.

FISCAL IMPACT:

Based on information from the State Police Firearms Unit, the Office of Legislative Services (OLS) estimates that approximately \$41,250 in State funds would be required annually to reimburse firearms dealers for rebates and administrative costs. This assumes the

approximate 10 percent of firearms purchasers continue to purchase trigger locks. The OLS notes that information is not readily available regarding the Department of Law and Public Safety's costs to administer the program. The department has allotted \$10,000 for printing, postage and overtime costs for a six-month pilot program.

SENATE LAW AND PUBLIC SAFETY COMMITTEE

STATEMENT TO

ASSEMBLY, No. 2469

STATE OF NEW JERSEY

DATED: MAY 20, 1999

The Senate Law and Public Safety Committee reports favorably Assembly Bill No. 2469.

This bill establishes the "KeepSafe" program, which provides for instant \$5 rebates to firearms purchasers if those purchasers also purchase trigger locking devices that are compatible with the firearms. The bill defines a "trigger locking device" as a device that, if installed on a firearm and secured by means of a key or mechanically, electronically or electromechanically operated combination lock, prevents the firearm from being discharged without first deactivating or removing the device by means of a key or mechanically, electronically or electromechanically operated combination lock.

The KeepSafe program requires retail firearms dealers to deduct the rebate from the price of the compatible locking device at the time of purchase. For each qualifying locking device sold, the dealer is required to complete a form prepared by the Superintendent of State Police containing the following information: the dealer's name, address, telephone number, State tax number and State license number; the purchaser's name and number of the firearms purchaser identification card or permit to purchase a handgun; make and model of the trigger locking device; and the date of the sale. Upon monthly submission of these forms to the Attorney General, the dealer is to be reimbursed \$5 for each device sold, as well as an additional \$0.50 per device to defray any administrative costs associated with the program. In addition, each retail firearms dealer is required to post in a conspicuous place on the premises a sign provided by the superintendent describing the rebate program.

The bill also requires the superintendent to report on the effectiveness of the KeepSafe program after one year to determine whether the program should be expanded to provide rebates for trigger lock devices not sold in conjunction with a compatible firearm.

SENATE BUDGET AND APPROPRIATIONS COMMITTEE

STATEMENT TO

ASSEMBLY, No. 2469

STATE OF NEW JERSEY

DATED: JUNE 14, 1999

The Senate Budget and Appropriations Committee reports favorably Assembly Bill No. 2469.

This bill establishes the "KeepSafe" program, which provides for an instant \$5 rebate to the purchaser of a firearm if the purchaser also purchases a trigger locking device that is compatible with the firearm.

The bill defines a "trigger locking device" as

a device that, if installed on a firearm and secured by means of a key or mechanically, electronically or electromechanically operated combination lock, prevents the firearm from being discharged without first deactivating or removing the device by means of a key or mechanically, electronically or electromechanically operated combination lock.

The bill requires retail firearms dealers to deduct the rebate from the price of the compatible locking device at the time of purchase. For each qualifying locking device sold, the dealer is to complete a form prepared by the Superintendent of State Police containing the following: the dealer's name, address, telephone number, State tax number and State license number; the purchaser's name and number of the firearms purchaser identification card or permit to purchase a handgun; the make and model of the trigger locking device; and the date of the sale. Upon monthly submission of these forms to the Attorney General, the dealer is to be reimbursed \$5 for each device sold, plus \$0.50 per device to defray any administrative costs associated with the program. In addition, each retail firearms dealer is required to post in a conspicuous place on the premises a sign provided by the superintendent describing the rebate program.

The bill also requires the superintendent to report on the effectiveness of the KeepSafe program after one year, including in the report an assessment of whether the program should be expanded to provide rebates for trigger lock devices not sold in conjunction with a compatible firearm.

FISCAL IMPACT:

Based on information from the State Police Firearms Unit, the

Office of Legislative Services (OLS) estimates that approximately \$41,250 in State funds would be required annually to reimburse firearms dealers for rebates and administrative costs. This assumes the approximate 10 percent of firearms purchasers continue to purchase trigger locks. The OLS notes that information is not readily available regarding the Department of Law and Public Safety's costs to administer the program. The department has allotted \$10,000 for printing, postage and overtime costs for a six-month pilot program.

LEGISLATIVE FISCAL ESTIMATE

ASSEMBLY, No. 2469

STATE OF NEW JERSEY

208th LEGISLATURE

DATED: DECEMBER 2, 1998

Assembly Bill No. 2469 of 1998 establishes a \$5 rebate program for firearms purchasers who purchase a compatible trigger locking device along with the firearm. The bill would require the State to reimburse dealers for the cost of the rebates and to provide \$0.50 per device sold to defray any administrative costs associated with the program. Under the bill, retail firearms dealers would be required to deduct the \$5 rebate from the price of the compatible locking device at the time of purchase. The Department of Law and Public Safety is presently administering a six-month pilot program similar to that provided under this bill.

For each qualifying locking device sold, the dealer is required to complete a form prepared by the Superintendent of State Police containing detailed information of the purchase and to submit these forms to the Attorney General monthly. The bill would require the superintendent to report on the effectiveness of the program after one year.

The Firearms Unit of the State Police estimates that about 75,000 firearms are purchased each year in New Jersey from 528 retail firearms dealers. Information provided informally by several firearms dealers in the State indicates that approximately 10 percent of firearms are currently purchased with a trigger lock.

Based on this information, the Office of Legislative Services (OLS) estimates that approximately \$41,250 in State funds would be required annually to reimburse firearms dealers for rebates and their administrative costs. This estimate assumes that approximately 10 percent of firearms purchasers will continue to purchase trigger locks.

OLS notes that information is not readily available regarding the amount that would be necessary to administer the program. However, the department indicates that approximately \$10,000 has been allocated for printing, postage and overtime costs of its six-month pilot program.

OLS further notes that the costs of the program may increase if (1) a greater number of handgun manufacturers begin providing trigger locks with the firearms they ship to dealers, as some have indicated; or (2) trigger lock sales increase as a result of the \$5 rebate program.

This fiscal estimate has been prepared pursuant to P.L.1980, c.67.

Office of the Governor
NEWS RELEASE

CONTACT: Jayne O'Connor
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RELEASE: October 15, 1999

Governor Christie Whitman today signed the following legislation:

A-1447, sponsored by Assembly Speaker Jack Collins, requires legislative counsel to provide prime sponsors of legislation with advice of legal defects at the same time the counsel provides a written response to a request for a confidential written opinion on a bill.

A-170, sponsored by Assembly Members John Kelly (R-Bergen/Essex/Passaic) and Louis Romano (D-Hudson), eliminates the dual-licensing requirement for rooming and boarding houses and it increases the fee that may be charged by the Department of Community Affairs to license rooming and boarding houses.

A-1670, sponsored by Assemblywomen Marion Crecco (R-Essex/Passaic) and Charlotte Vandervalk (R-Bergen) and Senator Diane Allen (R- Burlington/Camden), establishes the neighborhood-Based Child Care Incentive Demonstration Program. This program expands the availability of safe, affordable child care to low and middle income families by encouraging the use of volunteer networks in the delivery of neighborhood-based child care services. The demonstration program, administered by the Department of Human Services, will operate in five counties, two of which will be in municipalities targeted by the Governor's Urban Coordinating Council.

A-2023, sponsored by Assembly Members Arline Friscia (D-Middlesex) and Reed Gusciora (D-Mercer), requires public employers to promptly pay amounts due certain employee annuity programs to ensure there is no loss of interest earnings . This bill would ensure that amounts payable by an employer on behalf of an employee be transmitted on, and credited as of, the fifth day after the employee is paid for that pay period.

A-3025, sponsored by Assemblymen Jerry Green (D- Middlesex/Somerset/Union) and John Kelly (R-Bergen/Essex/Passaic) and Senators Andrew Ciesla (R-Monmouth/Ocean) and John Matheussen (R-Camden/Gloucester), makes various changes to the "Map Filing Law." The bill eliminates the requirement that outside tract line monuments be installed by the developer prior to filing a map and it requires the developer to post a guarantee, to ensure that that developer eventually installs the outbound monuments.

A-307, sponsored by Assemblywoman Nia Gill (D-Essex) and LeRoy J. Jones, Jr. (D-Essex), allows senior citizens with personal lines of insurance to designate third parties to receive insurance cancellation and nonrenewal notices. Envelopes including such information must be labeled clearly "Important Insurance Policy Information; Open Immediately."

A-2636, sponsored by Assembly Members Anthony Impreveduto (D- Bergen/Hudson) and Joseph R. Malone III (R- Burlington/Monmouth/Ocean), eliminates prohibition against a school official action on certain matters. The bill specifically defines "personal involvement" and provides that no school official can act in his official capacity in any matter where he or a member of his immediate family has a personal involvement that is or creates some benefit to the official or his family member.

A-2050, sponsored by Assembly Members Nicholas Felice (R-Bergen/Passaic) and Carol Murphy (R- Essex/Morris/Passaic) and Senator Peter Inverso (R-Mercer/Middlesex), clarifies sales and use tax imposition upon prepaid telephone calling cards. The bill requires that sellers collect sales tax for the value of the card and remit it to the state.

A-2255, sponsored by Assemblymen Christopher "Kip" Bateman (R- Morris/Somerset) and Neil Cohen (D-Union) and Senator Peter Inverso (R-Mercer/Middlesex), makes certain changes in the "New Jersey Licensed Lenders Act." The bill changes the definition of "principal amount" as applied to secondary mortgage loans. The bill prohibits including the amount of discount points in the amount to be financed. In addition, the bill increases the cap on the application fee for sales finance companies from \$300 to \$500.

A-2302, sponsored by Assemblymen Nicholas Asselta (R-Cape May/Atlantic/Cumberland) and Jack Gibson (R-Cape May/Atlantic/Cumberland) and Senators James Cafiero (R-Cape May/ Atlantic/Cumberland) and John Matheussen (R-Camden/Gloucester), provides immunities and other benefits to personnel who participate in search and rescue teams. The bill also ensures that members of search and rescue teams accrue their employment benefits while working with the teams.

A-2393, sponsored by Assemblymen Christopher "Kip" Bateman (R- Morris/Somerset) and Neil Cohen (D-Union) and Senator Walter Kavanaugh (R-Morris/Somerset), simplifies certain banking procedures to conform the state's laws to federal ones.

A-2469, sponsored by Assembly Speaker Jack Collins (R-Salem/Cumberland/Gloucester) and Assemblyman Neil Cohen (D-Union), makes permanent the \$5 instant rebate program for purchases of trigger locks that the Governor introduced as part of her anti- school violence initiatives.

A-2806, sponsored by Assemblymen Alan Augustine (R-Middlesex/Morris/Somerset/Union) and Christopher "Kip" Bateman (R- Morris/Somerset) and Senator Walter Kavanaugh (R-Morris/ Somerset), provides standards for retention of records of certain financial institutions. The bill will assist regulators in their supervisory role as well as prevent fraud against financial institutions.

A-3040, sponsored by Assemblymen Paul DiGaetano (R-Bergen/Essex/Passaic) and Neil Cohen (D- Union), clarifies the tenant rebate provisions of the NJ SAVER and Homestead Rebate Act. The clarification ensures that benefits provided to tenants who are 65 years of age or older, or who are eligible to claim a deduction as a blind or disabled taxpayer, are equal to the benefits provided to other eligible tenants.

A-722, sponsored by Assembly Members Paul Kramer (R-Mercer/Middlesex) and Barbara Wright (R-Mercer/Middlesex), establishes a regulatory scheme for certain private facilities under contract with

the Department of Corrections. The bill enhances communications between halfway houses and municipal officials and residents and supplements the criteria used to determine whether an inmate is eligible for a halfway house. Primarily, the bill establishes: community relations advisory boards, a procedure for notifying local law enforcement officials of an inmates transfer to their community, supplements the department's regulations regarding the procedure for reporting an escape and codifies and supplements the department's regulations that set forth criteria used to determine whether an inmate is eligible for a halfway house.