



DEPARTMENT OF PUBLIC SAFETY  
DIVISION OF STATE POLICE  
STATE POLICE ACADEMY



IN-SERVICE TRAINING BULLETIN 94-02

SEIZURE & REVOCATION OF STATE PISTOL PERMIT

Introduction

The State Police License and Permits/Weapons Unit is responsible for the administration of the process to revoke a person's state pistol permit. The Unit will prepare the necessary documents concerning the official notification of revocation of the person's state pistol permit. The Unit processes all appeals by the permit holder concerning the revocation of his/her permit.

Grounds for Seizure and/or Revocation

All state pistol permit holders are required to use mature judgement. Section 8.6 of the A & O Manual, in part, provides the following examples of circumstances which would justify seizure of a person's state pistol permit:

1. Presence of an imminent threat to public safety.
2. Apparent act of violence or propensity for violence.
3. Mental or physical incapacitation.
4. An arrest on charges of moral turpitude.

Following the seizure of the pistol permit in the above examples, the Weapons Unit, in all likelihood, will then move to have the permit revoked.

Furthermore, the Weapons Unit, in deciding to revoke a state pistol permit, will consider anything which pertains to the conduct, judgement, character, reputation, habits, behavior, physical condition and mental condition of the permit holder - to the extent that it bears on the question of the suitability of the individual to carry a handgun.

Evidence of a weapon being used or involved in the incident is not the sole determining factor to revoke a permit. For example, there may be situations in which a trooper has repeated encounters with the same person who has demonstrated aggressive or violent behavior. Although no weapon was used in these encounters, a referral to the Weapons Unit may be appropriate and should be considered. If the Trooper is unable to determine if the person possesses a state pistol permit, the Trooper is advised to contact the Weapons Unit for assistance in determining the individual's status.

### Weapon Unit Referrals

In any situation, the copy of the initial police investigative report or a memo outlining the circumstances of the person's behavior will suffice to assist the Weapons Unit in deciding the basis for the revocation of the state permit.

In situations where the facts of the permit holder's conduct as it relates to his/her suitability to have a state pistol permit are not clear, the Trooper should provide any other necessary documentation to support the decision for revocation.

### Appeal Process

Pursuant to CGS Section 29-32b a person whose state pistol permit has been revoked has the right to appeal the revocation. The appeal will be heard before the Board of Firearms Permit Examiners. On any appeal, the Board of Firearms Permit Examiners shall inquire into and determine the facts that establish there was just and proper cause for the revocation.

In the event an appeal is taken, the State's advocate, in preparing the case, will rely upon the investigating Trooper's written documentation of the incident and expect the Trooper to be available to testify before the Board of Firearms Permit Examiners.

The Trooper's written record and availability to testify are crucial to the State's success at the appeal hearing.

Members of the Weapons Unit are available to assist in all phases of the process concerning the seizure and revocation of permits.