

New Jersey

May Issue

Must Inform Officer: **NO**

Links

[State Firearms Site](#)

[State CCW Pamphlet](#)

[CCW Application](#)

[State FAQ Site](#)

[State Statutes](#)

[State Reciprocity Info](#)

[State Admin Rules](#)

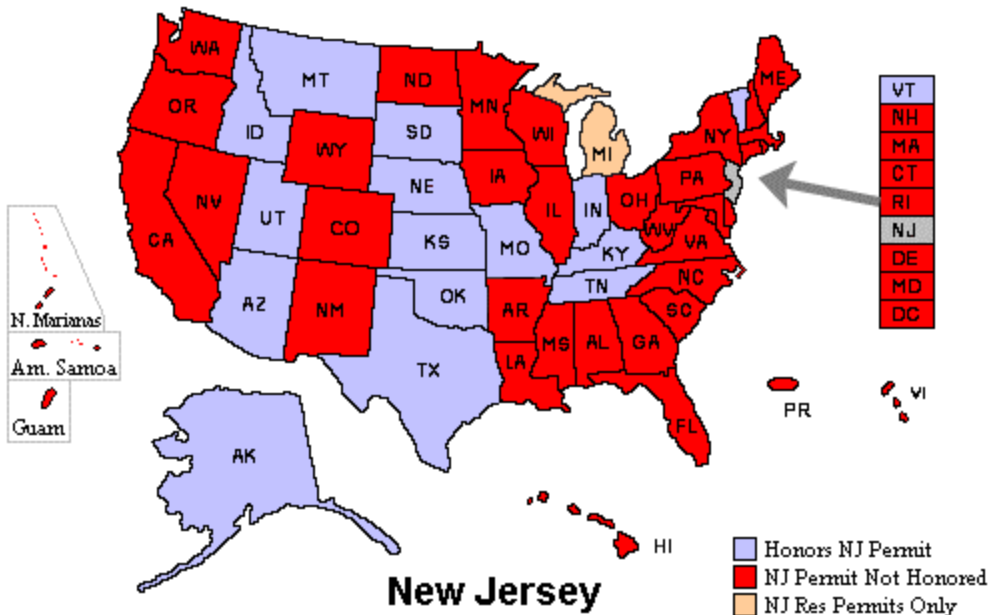
[State Attorney General](#)

[NJ State Police CCW](#)

[NJ Firearm Laws](#)

[Secretary of State](#)

Last Updated: 8/31/09



Permits/Licenses This State Honors

New Jersey does not honor any other states Permit/Licenses.

How to Apply for A Permit

Application must be delivered, in triplicate, to the Chief of Police of the municipality wherein you reside, or to the Superintendent of State Police in all other cases. A money order in the amount of \$20.00 payable to State of New Jersey must accompany this application.

Answer all questions. If more space is needed, attach bond paper. Page two must be completed. Four photographs of the applicant, one and one-half inch square, head and shoulders, no hat, light background, taken within the last 30 days must accompany this application.

So fill out the application you can print out online and take it to your local police. Cost is \$20 and the Permit/License is valid for 2 years.

From all that I have heard it is very difficult to get a NJ Permit to Carry.

Non-Resident Permits

In New Jersey it is very difficult to obtain a Non-Resident Permit to Carry. Check with the New Jersey State Police by clicking on New Jersey above.

[New Jersey Code](#) The Gun laws in the New Jersey code can be found in Chapters 39 and 58. New Jersey laws are very difficult to search though and putting direct links to their laws is not possible. You can check the New Jersey Administrative Code as it pertains to firearms. [13-54](#).

Note: Also see Resident section.

Places Off-Limits Even With A Permit/License

2C:39-5

In or upon any part of the buildings or grounds of any school, college, university or other educational institution or on any school bus.

Transporting Firearms in NJ

Question: How do you transport firearms? (From NJ State Police)

Answer Firearms shall be carried unloaded and contained in a closed and fastened case, gunbox, securely tied package, or locked in the trunk of the automobile in which it is being transported.

Ammunition must be transported in a separate container and locked in the trunk of the automobile in which it is being transported. If the vehicle does not have a compartment separate from the passenger compartment, the firearm must be in a locked container other than the vehicle's glove compartment or console.

Possession and Transportation of Hollow Point Ammo In NJ

Provided certain conditions are met, a sportsman may transport and use hollow point ammunition. There are no restrictions preventing a sportsman from keeping such ammunition at his home.

N.J.S.A 2C:39-3f(1) limits the possession of hollow nose ammunition. However, there is a general exception that allows for the purchase of this ammunition but restricts the possession of it to specified locations. This exception provides that:

(2) Nothing in sub section f (1) shall be construed to prevent a person from keeping such ammunition at his dwelling, premises or other land owned or possessed by him, or from carrying such ammunition from the place of purchase to said dwelling or land . . . [**N.J.S.A 26:39-3g (2)**].

Thus a person may purchase this ammunition and keep it within the confines of his property. Sub section f (1) further exempts from the prohibited possession of hollow nose ammunition "persons engaged in activities pursuant to **N.J.S.A 2C:39-6f**. . . ."

N.J.S.A 26:39-3f. (1).

Activities contained in **N.J.S.A 26:39-6f**. can be broken down as follows:

- 1.A member of a rifle or pistol club organized under rules of the National Board for the Promotion of Rifle Practice and which filed its charter with the State Police;
- 2.A person engaged in hunting or target practice with a firearm legal for hunting in this State;
- 3.A person going directly to a target range, and;
- 4.A person going directly to an authorized place for "practice, match, target, trap or skeet shooting exhibitions."

As with other ammunition and firearms, a sportsman would have to comply with the provisions of **N.J.S.A 2C:39-6f** and **g** when transporting hollow nose ammunition to a target range. The ammunition should be stored in a closed and fastened container or locked in the trunk of the motor vehicle in which it is being

transported. The course of travel should be as direct as possible when going to and leaving from the target range with "only such deviations as are reasonably necessary under the circumstances." **N.J.S.A 2C:39-6g.**

Carry In State Parks/State & National Forests/WMA/Road Side Rest Areas

Carry Allowed in these Areas:

State Parks: YES

State/National Forests: YES

WMA's: YES

Road Side Rest Areas: YES

RV/Car Carry Without A Permit/License

It is illegal to have any loaded firearm inside any vehicle in New Jersey without a valid Permit/License. (See Places off Limits about ammo specifications also)

State Preemption

Article 4, § VII, par. 11 of the New Jersey State Constitution confers broad powers on municipalities and counties:

The provisions of this Constitution and of any law concerning municipal corporations formed for local government, or concerning counties, shall be liberally construed in their favor. The powers of counties and such municipal corporations shall include not only those granted in express terms but also those of necessary or fair implication, or incident to the powers expressly conferred, or essential thereto, and not inconsistent with or prohibited by this Constitution or by law.

State statutes treat municipalities and counties differently in terms of their local regulatory authority, however.

A. Municipal Regulatory Authority

New Jersey explicitly authorizes municipalities (defined to include cities, towns, townships, villages and boroughs, but not counties) to "[r]egulate and prohibit the sale and use of guns, pistols, firearms, and fireworks of all descriptions." N.J. Rev. Stat. § 40:48-1, subdivision 18 ("section 40:48-1(18)"). Municipalities may also enact ordinances, regulations, rules and by-laws that are consistent with state and federal law for, *inter alia*, the "preservation of the public health, safety and welfare of the municipality and its inhabitants." Section 40:48-2. Municipalities are described under state law as broad repositories "of local police power in terms of the right and power to legislate for the general health, safety and welfare of their residents." Section 40:41A-28.

Deadly Force Laws

New Jersey Permanent Statutes

Title 2C The New Jersey Code of Criminal Justice

2C:3-1. Justification an affirmative defense; civil remedies unaffected

2C:3-2. Necessity and other justifications in general

2C:3-3. Execution of public duty

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- 2C:3-4** Use of force in self-protection.
- 2C:3-5.** Use of force for the protection of other persons
- 2C:3-6.** Use of force in defense of premises or personal property
- 2C:3-7.** Use of force in law enforcement
- 2C:3-8.** Use of force by persons with special responsibility for care, discipline or safety of others
- 2C:3-9.** Mistake of law as to unlawfulness of force or legality of arrest; reckless or negligent use of excessive but otherwise justifiable force; reckless or negligent injury or risk of injury to innocent persons
- 2C:3-10.** Justification in property crimes

Knife Laws State/Cities

To access **State/Local Knife Laws** Click [“Here”](#)

Carry in Restaurants That Serve Alcohol

YES

Note: What is defined as carry in a restaurant that serves alcohol is a place like Friday’s or Red Lobster. This does not mean a bar or the bar area of a restaurant. Handgunlaw.us believes you should never consume alcohol when carrying your firearm. In some states it is illegal to take even one drink while carrying a firearm.

Chemical Sprays/Stun Gun/Higher Capacity Magazine Laws

Large Capacity Feeding Devices:

New Jersey prohibits the manufacture, transport, shipment, sale or disposal of large capacity ammunition magazines, unless the magazine is intended to be used for authorized military or law enforcement purposes. N.J. Rev. Stat § 2C:39-9h. New Jersey law defines “large capacity ammunition magazine” as a box, drum, tube or other container which is capable of holding more than 15 rounds of ammunition to be fed continuously and directly into a semi-automatic firearm. Section 2C:39-

ly

Stun Devices/Electric Weapons:

2C:39-3. Stun Devices/Electric Weapons are illegal in New Jersey.

Chemical Sprays:

2C:39-6i Any non-felon 18 or over may possess for the purpose of self-defense “one pocket-sized device which contains and releases not more than three-quarters of an ounce of chemical substance not ordinarily capable of lethal use or of inflicting serious bodily injury, but rather is intended to produce temporary physical discomfort or disability through being vaporized or otherwise dispensed in the air”.

LEOSA State Information

[Memorandum from NJ AG on LEOSA](#)

[New Jersey Retired Right to Carry](#)

[Retired LEO Permit To Carry A Handgun](#) (Application Instructions, Renewal Application.)

Attorney General Opinions/Court Cases

Handgunlaw.us can find no AG Opinions or Court Cases concerning the carrying of firearms. This does not mean there are no AG Opinions or Court Cases. We could just not find any.

Airport Carry/Misc. Information

Airport Carry: No laws found.

Training Valid for: No Set Time Period

Time Period to Establish Residency: No Time Period Specified.

Minimum Age for Permit/License: 21

Permit/License Info Public Information: Unknown. Most likely No as NJ is a May Issue State.

State Fire arm Laws: 2C-58-1 thru 2C-58-18 & 2C:39-5

State Deadly Force Laws: 2C-3-1 thru 2C-3-10

State Knife Laws: 2C-39-1 & 2C-39-3 & 2C-39-6 & 2C-39-9.1

Chemical/Electric Weapons Laws: 2C-39-3 (Elec) & 2C-39-6 & 2C-39-9

Body Armor Laws: 2C-39-13

Does Your Permit Cover Other Weapons Besides Firearms? NO 2C:58-4.

Updates to this Page

6/30/09 – Reciprocity Map updated with change in KS and Non Resident Permit/Licenses

8/21/09 – All links checked and updated if needed.

8/31/09 – NE now honors a NJ permit.