



Monroe Township Police Department Concealed Carry Permit Reference Guide

****This document serves as a quick reference guide of important information from New Jersey's **
Concealed Carry Laws. For full details please review Bill A4769 and Chapter 58 of Title 2C**

Prohibited Actions

The holder of a permit to carry a handgun issued pursuant to N.J.S. 2C:58-4 shall not:

- (1) Use or consume alcohol, a cannabis item, or a controlled substance while carrying a handgun;
- (2) Be under the influence of alcohol, cannabis, or a controlled substance while carrying a handgun;
- (3) Carry a handgun in public outside of a holster or carry a handgun in public in a holster that does not meet the requirements of subsection h** of N.J.S. 2C:58-4;
- (4) Carry more than two firearms under the permittee's control at one time; or
- (5) Engage in an unjustified display of a handgun.

A violation of this subsection shall be a crime of the **fourth degree**, and any such violation shall constitute full and sufficient grounds for revocation of a permit to carry a handgun pursuant to N.J.S. 2C:58-4.

***Holster defined by subsection h. – a device or sheath that securely retains a handgun which, at a minimum conceals and protects the main body of the firearm, maintains the firearm in a consistent and accessible position, and renders the trigger covered and inaccessible while the handgun is fully seated in the holster*

Except as permitted pursuant to N.J.S.2C:39-6, in addition to any criminal penalties under subsection b. of N.J.S.2C:39-5, sections 5 and 7 of P.L. , c. (C.)(pending before the Legislature as this bill), or any other law, it shall be a crime of the fourth degree for any person in a public place:

- a. to carry a handgun concealed on or about their person, except as permitted in accordance with N.J.S.2C:39-6, without possessing on their person a valid and lawfully issued permit to carry under N.J.S.2C:58-4 and proof of the liability insurance required pursuant to section 4 of P.L. , c. (C.)(pending before the Legislature as this bill); or
- b. to carry a handgun openly, whether or not in possession of a valid and lawfully issued permit to carry under N.J.S.2C:58-4 and proof of the liability insurance required pursuant to section 4 of P.L. , c. (C.) (pending before the Legislature as this bill).

Required Actions When Stopped by Law Enforcement

The holder of a permit to carry a handgun issued pursuant to N.J.S. 2C:58-4, *if stopped or detained* by a law enforcement officer while carrying a handgun in public or traveling with a handgun in a motor vehicle, **shall**:

- (1) Immediately disclose to the law enforcement officer that they are carrying a handgun or that a handgun is stored in the vehicle; and
- (2) Display the permit to carry a handgun issued pursuant to N.J.S. 2C:58-4

A violation of paragraph (1) of this section shall be a crime of the **fourth degree**. A person who violates paragraph (2) of this subsection shall be guilty of a disorderly persons offense for a first offense and subject to a \$100 fine and a crime of the fourth degree for a second or subsequent offense.

A holder of a permit to carry a handgun issued pursuant to N.J.S. 2C:58-4 who is carrying a handgun in public and is detained by a law enforcement officer as part of a criminal investigation shall provide the handgun to the law enforcement officer ***upon request*** for purposes of inspecting the handgun.

A violation of this subsection shall be a crime of the **fourth degree**.

Traveling in a vehicle

(1) A person, other than a person lawfully carrying a firearm within the authorized scope of an exemption set forth in subsection a., c., or l. of N.J.S.2C:39-6, who is otherwise authorized under the law to carry or transport a firearm shall not do so while in a vehicle in New Jersey, unless the handgun is unloaded and contained in a closed and securely fastened case, gunbox, or locked unloaded in the trunk of the vehicle.

Injunction

(2) A holder of a valid and lawfully issued permit to carry a handgun shall not leave a handgun outside of their immediate possession or control within a parked vehicle, unless the handgun is unloaded and contained in a closed and securely fastened case, or gunbox, and is not visible from outside of the vehicle, or is locked unloaded in the trunk or storage area of the vehicle.

A violation of paragraph (1) or (2) of this subsection is a crime of the **fourth degree**.

Places Where the Carrying of a Firearm or Destructive Device is Prohibited

*Violation of this section with a **firearm** constitutes a crime of the **third degree**.*

*Violation of this section with a **destructive device** constitutes a crime of the **second degree***

*Highlighted items ruled temporarily unenforceable by an injunction issued by a US District Judge in KOONS et al v. REYNOLDS et al, No. 1:2022cv07464 - Document 51 (D.N.J. 2023), on 1/30/23, pending future litigation

- 1) a place owned, leased, or under the control of State, county or municipal government used for the purpose of government administration, including but not limited to police stations;
 - (2) a courthouse, courtroom, or any other premises used to conduct judicial or court administrative proceedings or functions;
 - (3) a State, county, or municipal correctional or juvenile justice facility, jail and any other place maintained by or for a governmental entity for the detention of criminal suspects or offenders;
 - (4) a State-contracted half-way house;
 - (5) a location being used as a polling place during the conduct of an election and places used for the storage or tabulation of ballots;
 - (6) within 100 feet of a place where a public gathering, demonstration or event is held for which a government permit is required, during the conduct of such gathering, demonstration or event;
 - (7) a school, college, university or other educational institution, and on any school bus;
 - (8) a child care facility, including a day care center;
 - (9) a nursery school, pre-school, zoo, or summer camp;
 - (10) a park, beach, recreation facility or area or playground *owned or controlled by a State, county or local government unit, or any part of such a place, which is designated as a gun free zone by the governing authority based on considerations of public safety; **Injunction**
- *playground not included in Injunction**
- (11) youth sports events, as defined in N.J.S.5:17-1, during and immediately preceding and following the conduct of the event, except that this provision shall not apply to participants of a youth sports event which is a firearm shooting competition to which paragraph (3) of subsection b. of section 14 of P.L.1979, c.179 (C.2C:58-6.1) applies;
 - (12) a publicly owned or leased library or museum; **Injunction**
 - (13) a shelter for the homeless, emergency shelter for the homeless, basic center shelter program, shelter for homeless or runaway youth, children's shelter, child care shelter, shelter for victims of domestic violence, or any shelter licensed by or under the control of the Juvenile Justice Commission or the Department of Children and Families;

(14) a community residence for persons with developmental disabilities, head injuries, or terminal illnesses, or any other residential setting licensed by the Department of Human Services or Department of Health;

(15) a bar or restaurant where alcohol is served, and any other site or facility where alcohol is sold for consumption on the premises; **Injunction**

(16) a Class 5 Cannabis retailer or medical cannabis dispensary, including any consumption areas licensed or permitted by the Cannabis Regulatory Commission established pursuant to section 31 of P.L.2019, c.153 (C.24:6I-24);

(17) a privately or publicly owned and operated entertainment facility within this State, including but not limited to a theater, stadium, museum, arena, racetrack or other place where performances, concerts, exhibits, games or contests are held; **Injunction**

(18) a casino and related facilities, including but not limited to appurtenant hotels, retail premises, restaurant and bar facilities, and entertainment and recreational venues located within the casino property; **Injunction**

(19) a plant or operation that produces, converts, distributes or stores energy or converts one form of energy to another;

(20) an airport or public transportation hub;

(21) a health care facility, including but not limited to a general hospital, special hospital, psychiatric hospital, public health center, diagnostic center, treatment center, rehabilitation center, extended care facility, skilled nursing home, nursing home, intermediate care facility, tuberculosis hospital, chronic disease hospital, maternity hospital, outpatient clinic, dispensary, assisted living center, home health care agency, residential treatment facility, residential health care facility, medical office, or ambulatory care facility;

(22) a facility licensed or regulated by the Department of Human Services, Department of Children and Families, or Department of Health, other than a health care facility, that provides addiction or mental health treatment or support services;

(23) a public location being used for making motion picture or television images for theatrical, commercial or educational purposes, during the time such location is being used for that purpose;

(24) private property, including but not limited to residential, commercial, industrial, agricultural, institutional or undeveloped property, unless the owner has provided express consent or has posted a sign indicating that it is permissible to carry on the premises a concealed handgun with a valid and lawfully issued permit under N.J.S.2C:58-4, provided that nothing in this paragraph shall be construed to affect the authority to keep or carry a firearm established under subsection e. of N.J.S.2C:39-6; **Injunction**

(25) any other place in which the carrying of a firearm is prohibited by statute or rule or regulation promulgated by a federal or State agency.