

# Interpreting Bills

Philip F. Lee, 10/10/2003

HOUSE COPY

2002 REGULAR SESSION  
21r2284

**Bill Sponsors**

Delegates Valderrama, Patterson, and Hill introduced and read first time: February 8, 2002  
Signed to: Judiciary

**Committee for hearings**

A BILL ENTITLED

AN ACT concerning

## Regulated Firearms - Interstate Importing - Prohibited

FOR the purpose of making it a misdemeanor to import regulated firearms into the State; providing certain exceptions; repealing provisions that authorize a person to have regulated firearms from out-of-state sellers transported to the person; providing a certain penalty; making a stylistic change; and generally relating to the interstate importing of regulated firearms.

BY repealing and reenacting, with amendments,  
Article 27 - Crimes and Punishments  
Section 442(c) and 449(f)  
Annotated Code of Maryland  
(1996 Replacement Volume and 2001 Supplement)

BY repealing  
Article 27 - Crimes and Punishments  
Section 445A  
Annotated Code of Maryland  
(1996 Replacement Volume and 2001 Supplement)

BY adding to  
Article 27 - Crimes and Punishments  
Section 445A  
Annotated Code of Maryland  
(1996 Replacement Volume and 2001 Supplement)

SECTION 1. BE IT ENACTED BY THE GENERAL ASSEMBLY OF MARYLAND, That the Laws of Maryland read as follows:

### ARTICLE 27 - CRIMES AND PUNISHMENTS

442.

(c) (1) No regulated firearms dealer shall sell, rent, or transfer any regulated firearm until after [seven] 7 days shall have elapsed from the time an application to purchase or transfer shall have been executed by the prospective purchaser or transferee, in triplicate, and the original copy is forwarded by the prospective seller or transferor to the Secretary.

(2) THE SECRETARY MAY WAIVE THE 7-DAY WAITING PERIOD FOR LAW ENFORCEMENT PERSONNEL OF THE UNITED STATES GOVERNMENT OR ANY AGENCY OR DEPARTMENT OF THE UNITED STATES, MEMBERS OF THE ARMED FORCES OF THE UNITED STATES OR OF THE NATIONAL GUARD, OR LAW ENFORCEMENT PERSONNEL OF THIS STATE OR ANY LOCAL AGENCY IN THIS STATE WHEN THE PERSON IS PURCHASING THE REGULATED FIREARM FOR USE WITHIN THE SCOPE OF OFFICIAL DUTIES.

[445A.

(a) Any person who purchases a regulated firearm from an out-of-state licensed importer, licensed manufacturer, or licensed dealer where the regulated firearm will be owned by that person shall:

(1) Have the licensed importer, licensed manufacturer, or licensed dealer ship the regulated firearm to a regulated firearms dealer in this State for processing; and

(2) Comply with §§ 442 and 442A of this subheading.

(b) The Secretary may waive the 7-day waiting period for law enforcement personnel of the United States government or any agency or department of the United States, members of the armed forces of the United States or of the national guard, or law enforcement personnel of this State or any local agency in this State when the person is purchasing the regulated firearm for use within the scope of his or her official duties.]

445A.

EXCEPT AS PROVIDED IN § 441A OF THIS SUBHEADING, IT SHALL BE UNLAWFUL FOR A PERSON TO IMPORT INTO THE STATE ANY REGULATED FIREARM.

449.

(f) Except as otherwise provided in this section, any dealer or person who knowingly participates in the illegal sale, rental, transfer, TRANSPORT, purchase, possession, or receipt of a regulated firearm in violation of this subheading shall be guilty of a misdemeanor and upon conviction shall be fined not more than \$10,000 or imprisoned for not more than 5 years, or both. Each violation shall be considered a separate offense.

**Maryland Bills show current law and new law with deleted law in normal case but within square brackets; new law is in UPPER CASE**

**Old law text to be deleted is in brackets [ ]**

**New Law in all Caps**

**Existing code not changed**