

BY: Senator Haines

AMENDMENTS TO SENATE BILL NO. 215

(First Reading File Bill)

AMENDMENT NO. 1

On page 1, in line 24, after “inoperable;” insert “altering the minimum age requirement for a person to receive a permit to wear, carry, or transport a handgun; repealing a requirement that a person have a good and substantial reason for wearing, carrying, or transporting a handgun before receiving a permit to wear, carry, or transport a handgun;”.

On page 2, in line 18, after “36B(d),” insert “36E(a),”.

AMENDMENT NO. 2

On page 3, after line 21, insert:

“36E.

(a) A permit to carry a handgun shall be issued within a reasonable time by the Secretary of the State Police, upon application under oath therefor, to any person whom the Secretary finds:

(1) Is [eighteen] 21 years of age or older; and

(2) Has not been convicted of a felony or of a misdemeanor for which a sentence of imprisonment for more than one year has been imposed or, if convicted of such a crime, has been pardoned or has been granted relief pursuant to Title 18, § 925(c) of the United States Code; and

(3) Has not been committed to any detention, training, or correctional institution for juveniles for longer than one year after an adjudication of delinquency by a juvenile court; provided, however, that a person shall not be disqualified by virtue of this paragraph (3) if, at the time of the application, more than ten years has elapsed since his release from such institution; and

(Over)

(4) Has not been convicted of any offense involving the possession, use, or distribution of controlled dangerous substances; and is not presently an addict, an habitual user of any controlled dangerous substance not under legitimate medical direction, or an alcoholic; and

(5) Has, based on the results of investigation, not exhibited a propensity for violence or instability which may reasonably render his possession of a handgun a danger to himself or other law-abiding persons[; and].

[(6) Has, based on the results of investigation, good and substantial reason to wear, carry, or transport a handgun, provided however, that the phrase “good and substantial reason” as used herein shall be deemed to include a finding that such permit is necessary as a reasonable precaution against apprehended danger.]”.