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**By: Senator Haines**

Requested: November 3, 1995

Introduced and read first time: January 10, 1996

Assigned to: Judicial Proceedings

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A BILL ENTITLED

1 AN ACT concerning

2 **Handguns - Wearing, Carrying, or Transporting - Permits**

3 FOR the purpose of repealing a requirement that a person have a good and substantial  
4 reason for wearing, carrying, or transporting a handgun before receiving a permit to  
5 wear, carry, or transport a handgun; and generally relating to the eligibility  
6 requirements for handgun permits.

7 BY repealing and reenacting, with amendments,  
8 Article 27 - Crimes and Punishments  
9 Section 36E(a)  
10 Annotated Code of Maryland  
11 (1992 Replacement Volume and 1995 Supplement)

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

14 **Article 27 - Crimes and Punishments**

15 36E.

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

19 (1) Is eighteen years of age or older; and

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

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

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

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

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

12           SECTION 2. AND BE IT FURTHER ENACTED, That this Act shall take effect  
13 October 1, 1996.