
By: **Delegate Valderrama**

Introduced and read first time: February 13, 1998

Assigned to: Judiciary

A BILL ENTITLED

1 AN ACT concerning

2 **Regulated Firearms - Interstate Importing - Prohibited**

3 FOR the purpose of prohibiting a person from importing regulated firearms into the
4 State; providing certain exceptions; repealing provisions that authorize a person
5 to have regulated firearms from out-of-state sellers transported to the person;
6 providing a certain penalty; and generally relating to the interstate importing of
7 regulated firearms.

8 BY repealing and reenacting, with amendments,
9 Article 27 - Crimes and Punishments
10 Section 442(c) and 449(e)
11 Annotated Code of Maryland
12 (1996 Replacement Volume and 1997 Supplement)

13 BY repealing
14 Article 27 - Crimes and Punishments
15 Section 445A
16 Annotated Code of Maryland
17 (1996 Replacement Volume and 1997 Supplement)

18 BY adding to
19 Article 27 - Crimes and Punishments
20 Section 445A
21 Annotated Code of Maryland
22 (1996 Replacement Volume and 1997 Supplement)

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

Article 27 - Crimes and Punishments

1
2 442.

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

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

15 [445A.

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

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

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

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

29 445A.

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

32 449.

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

1 SECTION 2. AND BE IT FURTHER ENACTED, That this Act shall take effect
2 October 1, 1998.