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By: **Senator Jimeno**  
Introduced and read first time: February 12, 1999  
Assigned to: Rules

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A BILL ENTITLED

1 AN ACT concerning

2 **Crimes - Illegal Possession of Regulated Firearms - Penalties**

3 FOR the purpose of making it a felony and increasing the penalties for certain  
4 violations relating to prohibited possession of regulated firearms; providing that  
5 each violation is a separate offense; and generally relating to penalties for illegal  
6 possession of regulated firearms.

7 BY repealing and reenacting, without amendments,  
8 Article 27 - Crimes and Punishments  
9 Section 445(d)(1) and 449(e)  
10 Annotated Code of Maryland  
11 (1996 Replacement Volume and 1998 Supplement)

12 BY adding to  
13 Article 27 - Crimes and Punishments  
14 Section 449(f)  
15 Annotated Code of Maryland  
16 (1996 Replacement Volume and 1998 Supplement)

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

19 **Article 27 - Crimes and Punishments**

20 445.

21 (d) A person may not possess a regulated firearm if the person:

22 (1) Has been convicted of:

23 (i) A crime of violence;

24 (ii) Any violation classified as a felony in this State;

1 (iii) Any violation classified as a misdemeanor in this State that  
2 carries a statutory penalty of more than 2 years; or

3 (iv) Any violation classified as a common law offense where the  
4 person received a term of imprisonment of more than 2 years.

5 449.

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

12 (F) A PERSON WHO VIOLATES § 445(D)(1)(I) OR (II) OF THIS SUBHEADING IS  
13 GUILTY OF A FELONY AND ON CONVICTION IS SUBJECT TO IMPRISONMENT NOT  
14 EXCEEDING 20 YEARS OR A FINE NOT EXCEEDING \$20,000 OR BOTH. EACH VIOLATION  
15 SHALL BE CONSIDERED A SEPARATE OFFENSE.

16 SECTION 2. AND BE IT FURTHER ENACTED, That this Act shall take effect  
17 October 1, 1999.