

SENATE BILL 673

Unofficial Copy
E1

1999 Regular Session
9r1665

By: **Senator Jimeno**
Introduced and read first time: February 12, 1999
Assigned to: Rules
Re-referred to: Judicial Proceedings, February 16, 1999

Committee Report: Favorable with amendments
Senate action: Adopted
Read second time: March 23, 1999

CHAPTER _____

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~~ for a person convicted of a crime of
5 violence to possess a regulated firearms firearm; increasing the penalties for a
6 person who has been convicted of a crime of violence and who possesses a
7 regulated firearm; providing that each violation is a separate offense; and
8 generally relating to penalties for illegal possession of regulated firearms.

9 BY repealing and reenacting, without amendments,
10 Article 27 - Crimes and Punishments
11 Section 445(d)(1) and 449(e)
12 Annotated Code of Maryland
13 (1996 Replacement Volume and 1998 Supplement)

14 BY adding to
15 Article 27 - Crimes and Punishments
16 Section 449(f)
17 Annotated Code of Maryland
18 (1996 Replacement Volume and 1998 Supplement)

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

1

Article 27 - Crimes and Punishments

2 445.

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

4 (1) Has been convicted of:

5 (i) A crime of violence;

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

7 (iii) Any violation classified as a misdemeanor in this State that
8 carries a statutory penalty of more than 2 years; or9 (iv) Any violation classified as a common law offense where the
10 person received a term of imprisonment of more than 2 years.

11 449.

12 (e) Except as otherwise provided in this section, any dealer or person who
13 knowingly participates in the illegal sale, rental, transfer, purchase, possession, or
14 receipt of a regulated firearm in violation of this subheading shall be guilty of a
15 misdemeanor and upon conviction shall be fined not more than \$10,000 or imprisoned
16 for not more than 5 years, or both. Each violation shall be considered a separate
17 offense.18 (F) A PERSON WHO VIOLATES § 445(D)(1)(I) ~~OR (H)~~ OF THIS SUBHEADING IS
19 GUILTY OF A FELONY AND ON CONVICTION IS SUBJECT TO IMPRISONMENT NOT
20 EXCEEDING ~~20~~ 10 YEARS OR A FINE NOT EXCEEDING \$20,000 OR BOTH. ~~EACH~~
21 ~~VIOLATION SHALL BE CONSIDERED A SEPARATE OFFENSE.~~22 SECTION 2. AND BE IT FURTHER ENACTED, That this Act shall take effect
23 October 1, 1999.