

BY: Senators Van Hollen and Ferguson

AMENDMENTS TO SENATE BILL NO. 211

(First Reading File Bill)

AMENDMENT NO. 1

On page 1, in line 9, after "courses;" insert "altering the composition of the Handgun Roster Board;"; strike beginning with "providing" in line 17 down through "date" in line 18 and substitute "requiring the Maryland Police Training Commission to adopt certain regulations for a certified firearms safety training course by a certain date; requiring the Maryland Police Training Commission to conduct a certified firearms safety training course under certain conditions; authorizing certain individuals or organizations to conduct a certified firearms safety training course under certain conditions"; in line 24, after "36E(a)," insert "36J(a),"; in line 29, after "36C-1," insert "442(h-1),"; in the same line, strike "and"; and in the same line, after "442C" insert ", and 445(b-1)".

On page 2, in line 2, strike "repealing and reenacting, with amendments," and substitute "adding to"; and in line 3, strike "(d)(15) and (16)" and substitute "(d-1)".

AMENDMENT NO. 2

On page 5, after line 23, insert:

"36J.

(a) (1) There is a Handgun Roster Board in the Department of State Police.

(2) The Board shall consist of [9] 11 members, appointed by the Governor with the advice and consent of the Senate, each of whom shall serve for a term of 4 years.

(3) The members of the Board shall be:

(i) The Secretary;

(Over)

- (ii) A representative of the Association of Chiefs of Police;
 - (iii) A representative of the Maryland State's Attorneys' Association;
 - (iv) A handgun dealer, a gunsmith, or a representative of a handgun manufacturer;
 - (v) A representative of the National Rifle Association or its affiliated State association, who is a resident of the State;
 - (vi) A representative of the Marylanders Against Handgun Abuse; and
 - (vii) [3] 5 citizen members, 2 OF WHOM SHALL BE MECHANICAL OR ELECTRICAL ENGINEERS.
- (4) The Secretary shall serve as Chairman of the Board.
- (5) The Board shall meet at the request of the Chairman of the Board or by request of a majority of the members."

AMENDMENT NO. 3

On page 6, in line 25, after "(IX)" insert "SUBJECT TO SUBSECTION (H-1) OF THIS SECTION, FOR AN APPLICATION MADE ON OR AFTER JANUARY 1, 2002"; in line 26, after "COURSE" insert "CONDUCTED FREE OF CHARGE BY THE MARYLAND POLICE TRAINING COMMISSION OR"; in line 27, strike "§ 4-201(D)" and substitute "§ 4-201(D-1)"; and after line 29, insert:

"(H-1) A PERSON IS NOT REQUIRED TO COMPLETE A CERTIFIED FIREARMS TRAINING COURSE UNDER SUBSECTION (H)(2)(IX) OF THIS SECTION AND § 445(B)(4) OF THIS SUBHEADING IF THE PERSON:

(1) HAS COMPLETED A CERTIFIED FIREARMS TRAINING COURSE REQUIRED UNDER SUBSECTION (H)(2)(IX) OF THIS SECTION AND § 445(B)(4) OF THIS SUBHEADING;

(2) IS A LAW ENFORCEMENT OFFICER OF THE STATE OR ANY LOCAL LAW ENFORCEMENT AGENCY IN THE STATE;

(3) IS A MEMBER OR RETIRED MEMBER OF THE ARMED FORCES OF THE UNITED STATES OR THE NATIONAL GUARD;

(4) IS A MEMBER OF AN ORGANIZATION THAT IS REQUIRED BY FEDERAL LAW OR REGULATIONS GOVERNING THEIR SPECIFIC BUSINESS OR ACTIVITY TO MAINTAIN HANDGUNS AND APPLICABLE AMMUNITION; OR

(5) HAS BEEN ISSUED A PERMIT TO CARRY A HANDGUN UNDER § 36E OF THIS ARTICLE.”.

On page 7, in line 32, after “(4)” insert “SUBJECT TO SUBSECTION (B-1) OF THIS SECTION, FOR A TRANSACTION UNDER THIS SUBSECTION THAT IS MADE ON OR AFTER JANUARY 1, 2002”; in line 33, after “COURSE” insert “CONDUCTED FREE OF CHARGE BY THE MARYLAND POLICE TRAINING COMMISSION OR”; in line 34, strike “§ 4-201(D)” and substitute “§ 4-201(D-1)”; and after line 34, insert:

“(B-1) A PERSON IS NOT REQUIRED TO COMPLETE A CERTIFIED FIREARMS TRAINING COURSE UNDER SUBSECTION (B)(4) OF THIS SECTION AND SECTION 442(H)(2)(IX) OF THIS SUBHEADING IF THE PERSON:

(1) HAS COMPLETED A CERTIFIED FIREARMS TRAINING COURSE REQUIRED UNDER SUBSECTION (B)(4) OF THIS SECTION AND SECTION 442(H)(2)(IX) OF THIS SUBHEADING;

(2) IS A LAW ENFORCEMENT OFFICER OF THE STATE OR ANY LOCAL LAW ENFORCEMENT AGENCY IN THE STATE;

(3) IS A MEMBER OR RETIRED MEMBER OF THE ARMED FORCES OF THE UNITED STATES OR THE NATIONAL GUARD;

(4) IS A MEMBER OF AN ORGANIZATION THAT IS REQUIRED BY FEDERAL LAW OR REGULATIONS GOVERNING THEIR SPECIFIC BUSINESS OR ACTIVITY TO MAINTAIN HANDGUNS AND APPLICABLE AMMUNITION; OR

(Over)

(5) HAS BEEN ISSUED A PERMIT TO CARRY A HANDGUN UNDER § 36E OF THIS ARTICLE.

AMENDMENT NO. 4

On page 13, strike in their entirety lines 3 through 15, inclusive, and substitute:

“(D-1) (1) THE COMMISSION SHALL, SUBJECT TO PARAGRAPH (2) OF THIS SUBSECTION, ADOPT REGULATIONS BY JANUARY 1, 2001 FOR A CERTIFIED FIREARMS SAFETY TRAINING COURSE REQUIRED FOR AN APPLICANT FOR A REGULATED FIREARMS PURCHASE, RENTAL, OR TRANSFER MADE ON OR AFTER JANUARY 1, 2002.

(2) THE REQUIRED CERTIFIED FIREARMS SAFETY TRAINING COURSE SHALL:

- (I) BE OFFERED BY THE COMMISSION; AND
 - 1. BE OFFERED FREE OF CHARGE OR FEE;
 - 2. BE NO MORE THAN 2 HOURS IN LENGTH;
 - 3. BE CONDUCTED OR OFFERED AT LEAST ONCE EACH WEEK IN ALL GEOGRAPHIC AREAS OF THE STATE AND BE AVAILABLE AFTER REGULAR BUSINESS HOURS;
 - 4. BE OPEN TO ANY INDIVIDUAL REQUIRED BY LAW TO COMPLETE THE FIREARMS SAFETY TRAINING COURSE, WITHIN 2 WEEKS OF THE REQUEST OF THE INDIVIDUAL;
 - 5. MAY NOT REQUIRE ANY SKILLS OR KNOWLEDGE TESTING IN THE USE OF A REGULATED FIREARM IN ORDER TO SUCCESSFULLY COMPLETE THE COURSE; AND

6. SHALL ONLY REQUIRE ATTENDANCE THROUGHOUT THE DURATION OF THE COURSE IN ORDER TO SUCCESSFULLY COMPLETE THE COURSE; OR

(II) CONTAIN A HANDGUN SAFETY COMPONENT AND BE CONDUCTED BY AN INDIVIDUAL OR ORGANIZATION CERTIFIED BY:

1. THE POLICE TRAINING COMMISSION;
2. THE DEPARTMENT OF NATURAL RESOURCES;
3. THE DEPARTMENT OF STATE POLICE; OR
4. ANY REPUTABLE ORGANIZATION HAVING AS ONE OF ITS OBJECTIVES THE PROMOTION OF COMPETENCY AND SAFETY IN HANDLING HANDGUNS WHOSE COURSE HAS BEEN DETERMINED BY THE COMMISSION TO MEET THE REGULATIONS ADOPTED BY THE COMMISSION.”.