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By: **Delegate Zirkin**  
Introduced and read first time: January 24, 2000  
Assigned to: Judiciary

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A BILL ENTITLED

1 AN ACT concerning

2 **Gun Shows - Sales or Transfers of Unregulated Firearms**

3 FOR the purpose of requiring that a sale or transfer of unregulated firearms from the  
4 premises of a gun show be governed by the same waiting period, application,  
5 criminal background check, and other requirements that govern secondary sales  
6 of regulated firearms; making certain provisions of law applicable to antique  
7 firearms; making certain stylistic changes; and generally relating to the sale or  
8 transfer of unregulated firearms at gun shows.

9 BY repealing and reenacting, with amendments,  
10 Article 27 - Crimes and Punishments  
11 Section 441A, 443A(b), and 447  
12 Annotated Code of Maryland  
13 (1996 Replacement Volume and 1999 Supplement)

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

16 **Article 27 - Crimes and Punishments**

17 441A.

18 The prohibitions of this subheading do not apply to:

19 (1) The transfer or possession of a regulated firearm or detachable  
20 magazine by a licensed manufacturer, dealer, or importer for the purposes of testing  
21 or experimentation authorized by the Secretary;

22 (2) [The transfer or possession of an antique firearm;

23 (3)] Law enforcement personnel of the United States government or any  
24 agency or department of the United States, members of the armed forces of the  
25 United States or of the National Guard, or law enforcement personnel of this State or  
26 any local agency in this State while such persons are acting within the scope of their  
27 official duties;

1                    [(4)]    (3)    Any regulated firearm modified to render it permanently  
2 inoperative;

3                    [(5)]    (4)    Purchases, sales, and transport to or by a licensed gun dealer,  
4 manufacturer, or importer;

5                    [(6)]    (5)    Organizations that are required or authorized by federal law or  
6 regulations governing their specific business or activity to maintain firearms; or

7                    [(7)]    (6)    The receipt of a regulated firearm by inheritance, provided the  
8 heir completes an application for the purchase or transfer of a regulated firearm and  
9 forwards it to the Secretary.

10 443A.

11        (b)        (1)        Any sale or transfer of a regulated firearm from a table or a fixed  
12 display at a gun show shall be governed by the provisions of §§ 442 and 442A of this  
13 [article] SUBTITLE.

14                    (2)        A SALE OR TRANSFER OF A RIFLE, SHOTGUN, ANTIQUE FIREARM, OR  
15 OTHER UNREGULATED FIREARM FROM THE PREMISES OF A GUN SHOW SHALL BE  
16 GOVERNED BY THE SAME WAITING PERIOD, APPLICATION, AND CRIMINAL  
17 BACKGROUND CHECK REQUIREMENTS THAT GOVERN SECONDARY SALES OF  
18 REGULATED FIREARMS UNDER § 442 OF THIS SUBTITLE.

19 447.

20        The provisions of this subtitle shall not be construed to include any [antique or]  
21 unserviceable firearms sold or transferred and/or held as curios or museum pieces.

22        SECTION 2. AND BE IT FURTHER ENACTED, That this Act shall take effect  
23 October 1, 2000.