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By: **Delegates Valderrama, Patterson, and Hill**  
Introduced and read first time: February 8, 2002  
Assigned to: Judiciary

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A BILL ENTITLED

1 AN ACT concerning

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

3 FOR the purpose of making it a misdemeanor to import 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; making a stylistic change; and generally relating to  
7 the interstate importing of regulated firearms.

8 BY repealing and reenacting, with amendments,  
9 Article 27 - Crimes and Punishments  
10 Section 442(c) and 449(f)  
11 Annotated Code of Maryland  
12 (1996 Replacement Volume and 2001 Supplement)

13 BY repealing  
14 Article 27 - Crimes and Punishments  
15 Section 445A  
16 Annotated Code of Maryland  
17 (1996 Replacement Volume and 2001 Supplement)

18 BY adding to  
19 Article 27 - Crimes and Punishments  
20 Section 445A  
21 Annotated Code of Maryland  
22 (1996 Replacement Volume and 2001 Supplement)

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

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**Article 27 - Crimes and Punishments**

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 (f) 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, 2002.