

SB0042/618875/2

BY: Judicial Proceedings Committee

AMENDMENTS TO SENATE BILL 42
(First Reading File Bill)

AMENDMENT NO. 1

On page 1, in the sponsor line, strike “Senator Frosh” and substitute “Senators Frosh, Brochin, Forehand, Muse, and Raskin”.

AMENDMENT NO. 2

On page 1, in line 5, after the semicolon insert “requiring a law enforcement officer to provide certain information to a respondent when a firearm is surrendered and to provide for the safe storage of the firearm; providing for the retaking of surrendered firearms by the respondent under certain circumstances;”; in line 6, strike “temporary”; and after line 11 insert:

“BY adding to

Article – Family Law

Section 4-506.1

Annotated Code of Maryland

(2006 Replacement Volume and 2007 Supplement)”.

AMENDMENT NO. 3

On page 3, after line 23, insert:

“**4-506.1.**

(A) IF A RESPONDENT SURRENDERS A FIREARM UNDER § 4-505 OR § 4-506 OF THIS SUBTITLE, A LAW ENFORCEMENT OFFICER SHALL:

(1) PROVIDE TO THE RESPONDENT INFORMATION ON THE PROCESS FOR RETAKING POSSESSION OF THE FIREARM; AND

(Over)

(2) PROVIDE FOR THE SAFE STORAGE OF THE FIREARM DURING THE TIME THE PROTECTIVE ORDER IS IN EFFECT.

(B) (1) THE RESPONDENT MAY RETAKE POSSESSION OF THE FIREARM AT THE EXPIRATION OF A TEMPORARY PROTECTIVE ORDER UNLESS:

(I) THE RESPONDENT IS ORDERED TO SURRENDER THE FIREARM IN A PROTECTIVE ORDER ISSUED UNDER § 4-506 OF THIS SUBTITLE;
OR

(II) THE RESPONDENT IS NOT OTHERWISE LEGALLY ENTITLED TO OWN OR POSSESS THE FIREARM.

(2) THE RESPONDENT MAY RETAKE POSSESSION OF THE FIREARM AT THE EXPIRATION OF A FINAL PROTECTIVE ORDER UNLESS:

(I) THE PROTECTIVE ORDER IS EXTENDED UNDER § 4-507(A)(2) OF THIS SUBTITLE; OR

(II) THE RESPONDENT IS NOT OTHERWISE LEGALLY ENTITLED TO OWN OR POSSESS THE FIREARM.”.