

**HB0296/303822/3**

BY: Delegate Smigiel

AMENDMENTS TO HOUSE BILL 296  
(First Reading File Bill)

AMENDMENT NO. 1

On page 1, in line 2, strike “Surrender of”; in line 6, after “duration” insert “; establishing that a finding that a person is under the protection of a protective order is a good and substantial reason for the issuance of a certain firearm permit”; and after line 12, insert:

“BY repealing and reenacting, with amendments,

Article – Public Safety

Section 5-306(a)

Annotated Code of Maryland

(2003 Volume and 2008 Supplement)”.

AMENDMENT NO. 2

On page 6, after line 17, insert:

“Article – Public Safety

5–306.

(a) Subject to subsection (b) of this section, the Secretary shall issue a permit within a reasonable time to a person who the Secretary finds:

(1) is an adult;

(2) (i) has not been convicted of a felony or of a misdemeanor for which a sentence of imprisonment for more than 1 year has been imposed; or

(Over)

(ii) if convicted of a crime described in item (i) of this item, has been pardoned or has been granted relief under 18 U.S.C. § 925(c);

(3) has not been convicted of a crime involving the possession, use, or distribution of a controlled dangerous substance;

(4) is not presently an alcoholic, addict, or habitual user of a controlled dangerous substance unless the habitual use of the controlled dangerous substance is under legitimate medical direction; and

(5) based on an investigation:

(i) has not exhibited a propensity for violence or instability that may reasonably render the person's possession of a handgun a danger to the person or to another; and

(ii) has good and substantial reason to wear, carry, or transport a handgun, such as a finding that the permit is necessary as a reasonable precaution against apprehended danger **OR THAT THE PERSON IS UNDER THE PROTECTION OF A PROTECTIVE ORDER.**"