

HB0087/152618/1

BY: House Judiciary Committee

AMENDMENTS TO HOUSE BILL 87
(First Reading File Bill)

AMENDMENT NO. 1

On page 1, strike line 2 in its entirety and substitute "Crimes – Violation of Restriction Against Possession of Regulated Firearm – Penalties"; strike beginning with "decreasing" in line 3 down through "eligibility" in line 8 and substitute "increasing the penalty for a second or subsequent offense of violating the restriction against possession of a certain regulated firearm by a person who was previously convicted of a certain crime; requiring the State to provide a certain notice before a certain time if the State intends to seek a certain sentence; and generally relating to the possession of regulated firearms"; strike lines 9 through 13 in their entirety; and in line 14, strike "without" and substitute "with".

On pages 1 and 2, strike in their entirety the lines beginning with line 21 on page 1 through line 33 on page 2, inclusive.

AMENDMENT NO. 2

On page 4, in line 2, after "to" insert ":

(I) FOR A FIRST OFFENSE,;

strike beginning with ", no" in line 2 down through "suspended" in line 3 and substitute "**;****AND**

(II) FOR A SECOND OR SUBSEQUENT OFFENSE,
IMPRISONMENT FOR NOT LESS THAN 5 YEARS AND NOT EXCEEDING 8 YEARS.

(Over)

(3) A COURT MAY NOT SUSPEND THE 5-YEAR MINIMUM SENTENCE REQUIRED BY PARAGRAPH (2) OF THIS SUBSECTION”;

in lines 4 and 6, strike “(3)” and “(4)”, respectively, and substitute “**(4)**” and “**(5)**”, respectively; in line 4, strike “paragraph (1) of”; and after line 6, insert:

“(6) IF THE STATE INTENDS TO SEEK A SENTENCE OF IMPRISONMENT FOR MORE THAN 5 YEARS UNDER PARAGRAPH (2)(II) OF THIS SUBSECTION, THE STATE SHALL NOTIFY THE PERSON IN WRITING OF THE STATE’S INTENTION AT LEAST 30 DAYS BEFORE TRIAL.”.