

**HB0539/742615/2**

BY: House Judiciary Committee

AMENDMENTS TO HOUSE BILL 539

(First Reading File Bill)

AMENDMENT NO. 1

On page 1, in line 5, strike “, possessed, or used”; in line 6, strike “the electronic control device meets”; in the same line, after “requirements” insert “are met”; in line 8, after “Act;” insert “providing for the construction of this Act;”; strike beginning with “requiring” in line 9 down through “date;” in line 14; in line 14, strike “a certain term” and substitute “certain terms; providing for the application of this Act”; and on pages 1 and 2, strike in their entirety the lines beginning with line 21 on page 1 through line 2 on page 2, inclusive.

AMENDMENT NO. 2

On page 2, strike line 7 in its entirety and substitute “(A) (1) IN THIS SECTION THE FOLLOWING WORDS HAVE THE MEANINGS INDICATED.”

(2) “ELECTRONIC CONTROL DEVICE” MEANS A; strike in their entirety lines 11 and 12 and substitute “(3) “CRIME OF VIOLENCE” HAS THE MEANING STATED IN § 14-101 OF THIS ARTICLE.”; in line 16, strike “FELONY;” and substitute “CRIME OF VIOLENCE OR A VIOLATION OF § 5-602, § 5-603, § 5-604, § 5-605, § 5-606, § 5-613, OR § 5-614 OF THIS ARTICLE; AND”; in line 18, strike “; AND” and substitute a period; strike lines 19 through 21 in their entirety; strike beginning with the first comma in line 22 down through “USED” in line 23; strike beginning with “THE” in line 24 down through “AND” in line 26 and substitute “AN INSTRUCTIONAL MANUAL OR AUDIO OR AUDIOVISUAL INSTRUCTIONS ARE PROVIDED TO THE PURCHASER;”; strike beginning with “THE” in line 27 down through the first “THE” in line 28 and substitute “THE MANUFACTURER MAINTAINS A RECORD OF THE ORIGINAL”; in line 29, after “DEVICE” insert “; AND”

(Over)

**(3) THE SELLER HAS OBTAINED A STATE AND FEDERAL CRIMINAL HISTORY RECORDS CHECK REGARDING THE PURCHASER**”;

and on page 3, in line 8, strike “**FELONY**” and substitute “**CRIME OF VIOLENCE**”.

**AMENDMENT NO. 3**

On page 3, after line 10, insert:

**“(F) THIS SECTION DOES NOT PROHIBIT A LOCAL GOVERNMENT FROM ADOPTING A RESTRICTION OR REQUIREMENT CONCERNING THE POSSESSION OF AN ELECTRONIC CONTROL DEVICE THAT IS MORE STRINGENT THAN THE REQUIREMENTS OF THIS SECTION.”**

**AMENDMENT NO. 4**

On pages 3 through 6, strike in their entirety the lines beginning with line 11 on page 3 through line 28 on page 6, inclusive, and substitute:

**“SECTION 2. AND BE IT FURTHER ENACTED, That this Act shall be construed to apply only prospectively and may not be applied or interpreted to have any effect on or application to any electronic control device sold or purchased before the effective date of this Act.”**