

HOUSE BILL 1076

E4, P5

9lr2631

By: **Delegates Conaway, Anderson, and Rosenberg**

Introduced and read first time: February 13, 2009

Assigned to: Judiciary

A BILL ENTITLED

1 AN ACT concerning

2 **Public Safety – Rifles and Shotguns – Possession by a Minor Prohibited**

3 FOR the purpose of prohibiting a minor from possessing a rifle or shotgun; providing
4 certain exceptions to the provisions of this Act; and generally relating to
5 possession of a rifle or shotgun by a minor.

6 BY adding to
7 Article – Public Safety
8 Section 5–206
9 Annotated Code of Maryland
10 (2003 Volume and 2008 Supplement)

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

13 **Article – Public Safety**

14 **5–206.**

15 (A) **A MINOR MAY NOT POSSESS A RIFLE OR SHOTGUN.**

16 (B) **THIS SECTION DOES NOT APPLY TO:**

17 (1) **THE TEMPORARY TRANSFER OR POSSESSION OF A RIFLE OR**
18 **SHOTGUN IF THE PERSON IS:**

19 (I) **UNDER THE SUPERVISION OF ANOTHER WHO IS AT**
20 **LEAST 21 YEARS OLD AND WHO IS NOT PROHIBITED BY STATE OR FEDERAL LAW**
21 **FROM POSSESSING A FIREARM; OR**

EXPLANATION: CAPITALS INDICATE MATTER ADDED TO EXISTING LAW.

[Brackets] indicate matter deleted from existing law.



1 (II) ACTING WITH THE PERMISSION OF THE PARENT OR
2 LEGAL GUARDIAN OF THE TRANSFEREE OR PERSON IN POSSESSION;

3 (2) THE TRANSFER BY INHERITANCE OF TITLE, AND NOT OF
4 POSSESSION, OF A RIFLE OR SHOTGUN;

5 (3) THE TEMPORARY TRANSFER OR POSSESSION OF A RIFLE OR
6 SHOTGUN IF THE PERSON IS:

7 (I) PARTICIPATING IN MARKSMANSHIP TRAINING OF A
8 RECOGNIZED ORGANIZATION; AND

9 (II) UNDER THE SUPERVISION OF A QUALIFIED
10 INSTRUCTOR;

11 (4) A PERSON WHO IS REQUIRED TO POSSESS A RIFLE OR
12 SHOTGUN FOR EMPLOYMENT AND WHO HOLDS A PERMIT UNDER SUBTITLE 3 OF
13 THIS TITLE; OR

14 (5) THE POSSESSION OF A RIFLE OR SHOTGUN FOR
15 SELF-DEFENSE OR THE DEFENSE OF OTHERS AGAINST A TRESPASSER INTO THE
16 RESIDENCE OF THE PERSON IN POSSESSION OR INTO A RESIDENCE IN WHICH
17 THE PERSON IN POSSESSION IS AN INVITED GUEST.

18 SECTION 2. AND BE IT FURTHER ENACTED, That this Act shall take effect
19 October 1, 2009.