

HOUSE BILL 546

E4

0lr2791

By: **Delegate Malone**

Introduced and read first time: February 2, 2010

Assigned to: Judiciary

A BILL ENTITLED

1 AN ACT concerning

2 **Public Safety – Explosives – Definition**

3 FOR the purpose of altering the defined term “explosives”, as that term applies to
4 provisions relating to manufacturer’s or dealer’s explosives licenses or licenses
5 to possess certain explosives, to include certain combinations of components
6 under certain circumstances.

7 BY repealing and reenacting, without amendments,
8 Article – Public Safety
9 Section 11–101(a) and 11–105(a)
10 Annotated Code of Maryland
11 (2003 Volume and 2009 Supplement)

12 BY repealing and reenacting, with amendments,
13 Article – Public Safety
14 Section 11–101(c)
15 Annotated Code of Maryland
16 (2003 Volume and 2009 Supplement)

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

19 **Article – Public Safety**

20 11–101.

21 (a) In this subtitle the following words have the meanings indicated.

22 (c) (1) “Explosives” means gunpowder, powders for blasting, high
23 explosives, blasting materials, fuses other than electric circuit breakers, detonators
24 and other detonating agents, smokeless powder, and any chemical compound or

EXPLANATION: CAPITALS INDICATE MATTER ADDED TO EXISTING LAW.

[Brackets] indicate matter deleted from existing law.



1 mechanical mixture that contains oxidizing and combustible units or other ingredients
2 in such proportions, quantities, or packing that ignition by fire, friction, concussion,
3 percussion, or detonation of any part of the compound or mixture may and is intended
4 to cause an explosion.

5 (2) “Explosives” includes [bombs]:

6 (I) BOMBS and destructive devices designed to operate by
7 chemical, mechanical, or explosive action; AND

8 (II) ANY COMBINATION OF TWO OR MORE COMPONENTS
9 THAT ARE SOLD OR OFFERED FOR SALE TOGETHER FOR THE PURPOSE OF BEING
10 COMBINED TO CREATE AN EXPLOSIVE.

11 (3) “Explosives” does not include fixed ammunition for small arms,
12 small arms ammunition primers, small arms percussion caps, safety and pyrotechnic
13 fuses, quills, quick and slow matches, friction primers, fireworks, or common matches
14 when used in their original configuration.

15 11–105.

16 (a) Except as otherwise provided in this subtitle, a person shall obtain a
17 license issued under this subtitle before the person engages in business as a
18 manufacturer or dealer, possesses explosives other than explosives for use in firearms,
19 or possesses or stores explosives for use in firearms in the State.

20 SECTION 2. AND BE IT FURTHER ENACTED, That this Act shall take effect
21 October 1, 2010.