

# HOUSE BILL 705

E1, E4

11r0849

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By: **Delegates Barnes, Frush, and Pena-Melnyk**

Introduced and read first time: February 10, 2011

Assigned to: Judiciary

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## A BILL ENTITLED

1 AN ACT concerning

2 **Crimes – Pawn Shop Sales of Firearms – Prohibition**

3 FOR the purpose of prohibiting the sale or offer for sale of a firearm by or on the  
4 premises of a pawn shop; prohibiting a person from depositing, pledging,  
5 purchasing, offering to purchase, selling, or offering to sell a firearm in  
6 connection with a pawn transaction; establishing penalties for a violation of this  
7 Act; defining certain terms; and generally relating to sales of firearms.

8 BY adding to

9 Article – Criminal Law  
10 Section 4–210  
11 Annotated Code of Maryland  
12 (2002 Volume and 2010 Supplement)

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

15 **Article – Criminal Law**

16 **4–210.**

17 **(A) (1) IN THIS SECTION THE FOLLOWING WORDS HAVE THE**  
18 **MEANINGS INDICATED.**

19 **(2) “FIREARM” HAS THE MEANING STATED IN § 5–101 OF THE**  
20 **PUBLIC SAFETY ARTICLE.**

21 **(3) “PAWN SHOP” MEANS A BUSINESS THAT CONDUCTS PAWN**  
22 **TRANSACTIONS.**

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EXPLANATION: CAPITALS INDICATE MATTER ADDED TO EXISTING LAW.

[Brackets] indicate matter deleted from existing law.



1           **(4) “PAWN TRANSACTION” HAS THE MEANING STATED IN §**  
2 **12-101 OF THE BUSINESS REGULATION ARTICLE.**

3           **(B) (1) A FIREARM MAY NOT BE SOLD OR OFFERED FOR SALE BY OR**  
4 **ON THE PREMISES OF A PAWN SHOP.**

5           **(2) A PERSON MAY NOT DEPOSIT, PLEDGE, PURCHASE, OFFER TO**  
6 **PURCHASE, SELL, OR OFFER TO SELL A FIREARM IN CONNECTION WITH A PAWN**  
7 **TRANSACTION.**

8           **(C) A PERSON WHO VIOLATES THIS SECTION IS GUILTY OF A**  
9 **MISDEMEANOR AND ON CONVICTION IS SUBJECT TO IMPRISONMENT NOT**  
10 **EXCEEDING 5 YEARS OR A FINE NOT EXCEEDING \$10,000 OR BOTH.**

11           **SECTION 2. AND BE IT FURTHER ENACTED, That this Act shall take effect**  
12 **October 1, 2011.**