7lr2106 CF SB 826

By: Delegates Clippinger, Anderson, Atterbeary, Lafferty, Lewis, Lierman, McCray, Queen, Rosenberg, Sydnor, and B. Wilson

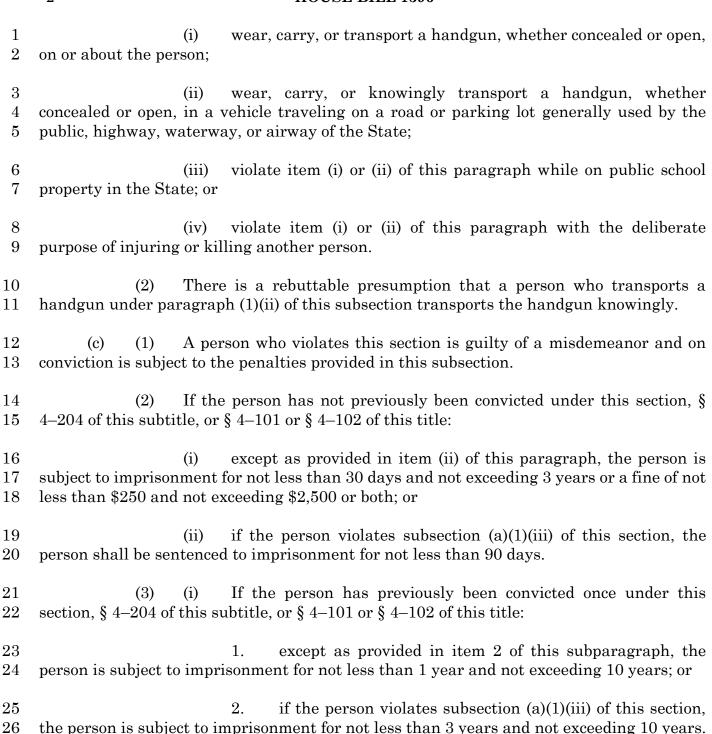
Introduced and read first time: February 10, 2017

Assigned to: Judiciary

A BILL ENTITLED

| 1 | AN ACT concerning |
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| 2 3 | Wearing, Carrying, or Transporting a Handgun – Penalties – Subsequent Offenders |
| 4 5 6 7 | FOR the purpose of prohibiting the suspension of a sentence for wearing, carrying, or transporting a handgun under certain circumstances for a person previously convicted of certain crimes; and generally relating to wearing, carrying, or transporting a handgun. |
| 8 9 10 11 12 | BY repealing and reenacting, without amendments, Article – Criminal Law Section 4–203(a) Annotated Code of Maryland (2012 Replacement Volume and 2016 Supplement) |
| 13 14 15 16 17 | BY repealing and reenacting, with amendments, Article – Criminal Law Section 4–203(c) Annotated Code of Maryland (2012 Replacement Volume and 2016 Supplement) |
| 18 19 | SECTION 1. BE IT ENACTED BY THE GENERAL ASSEMBLY OF MARYLAND That the Laws of Maryland read as follows: |
| 20 | Article – Criminal Law |
| 21 | 4-203. |
| 22 | (a) (1) Except as provided in subsection (b) of this section, a person may not: |





- 27 (ii) The court may not impose less than **OR SUSPEND ANY PART OF** 28 the applicable minimum sentence provided under subparagraph (i) of this paragraph.
- 29 (4) (i) If the person has previously been convicted more than once under 30 this section, \S 4–204 of this subtitle, or \S 4–101 or \S 4–102 of this title, or of any combination 31 of these crimes:
- 1. except as provided in item 2 of this subparagraph, the person is subject to imprisonment for not less than 3 years and not exceeding 10 years; or

- 2. A. if the person violates subsection (a)(1)(iii) of this section, the person is subject to imprisonment for not less than 5 years and not exceeding 10 years; or
- B. if the person violates subsection (a)(1)(iv) of this section, the person is subject to imprisonment for not less than 5 years and not exceeding 10 years.
- 6 (ii) The court may not impose less than **OR SUSPEND ANY PART OF** the applicable minimum sentence provided under subparagraph (i) of this paragraph.
- 8 SECTION 2. AND BE IT FURTHER ENACTED, That this Act shall take effect 9 October 1, 2017.