HOUSE BILL 1502

By: Delegates Hartman, Anderton, Buckel, Cox, Hornberger, Krebs, Long, Malone, Mautz, McComas, Otto, Reilly, Saab, and Szeliga

Introduced and read first time: February 7, 2020
Assigned to: Judiciary

A BILL ENTITLED

AN ACT concerning

Handgun Permits – Qualifications – High Risk Occupations

FOR the purpose of requiring the Secretary of State Police to issue a certain permit to carry, wear, or transport a handgun to a person who meets certain requirements and is employed in a certain profession; and generally relating to permits to carry, wear, or transport a handgun.

BY repealing and reenacting, with amendments,

Article – Public Safety
Section 5–306(a)
Annotated Code of Maryland
(2018 Replacement Volume and 2019 Supplement)

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

Article – Public Safety

5–306.

(a) Subject to subsection (c) of this section, the Secretary shall issue a permit within a reasonable time to a person who the Secretary finds:

(1) is an adult;

(2) (i) has not been convicted of a felony or of a misdemeanor for which a sentence of imprisonment for more than 1 year has been imposed; or

(ii) if convicted of a crime described in item (i) of this item, has been pardoned or has been granted relief under 18 U.S.C. § 925(c);

EXPLANATION: CAPITALS INDICATE MATTER ADDED TO EXISTING LAW.
[Brackets] indicate matter deleted from existing law.
(3) has not been convicted of a crime involving the possession, use, or
distribution of a controlled dangerous substance;

(4) is not presently an alcoholic, addict, or habitual user of a controlled
dangerous substance unless the habitual use of the controlled dangerous substance is under
legitimate medical direction;

(5) except as provided in subsection (b) of this section, has successfully
completed prior to application and each renewal, a firearms training course approved by
the Secretary that includes:

   (i) 1. For an initial application, a minimum of 16 hours of
       instruction by a qualified handgun instructor; or

       2. for a renewal application, 8 hours of instruction by a
          qualified handgun instructor;

   (ii) classroom instruction on:

          1. State firearm law;
          2. home firearm safety; and
          3. handgun mechanisms and operation; and

   (iii) a firearms qualification component that demonstrates the
        applicant’s proficiency and use of the firearm; and

(6) based on an investigation:

   (i) has not exhibited a propensity for violence or instability that may
       reasonably render the person’s possession of a handgun a danger to the person or to
       another; and

   (ii) 1. has good and substantial reason to wear, carry, or
        transport a handgun, such as a finding that the permit is necessary as a reasonable
        precaution against apprehended danger; OR

2. IS EMPLOYED AS:

   A. A CORRECTIONAL OFFICER;

   B. A PAROLE AND PROBATION OFFICER;

   C. A FIREFIGHTER;
D. AN EMERGENCY MEDICAL TECHNICIAN;
E. A RESCUE SQUAD MEMBER;
F. A SECURITY GUARD FOR A CHURCH OR RELIGIOUS ORGANIZATION;
G. A PHYSICIAN;
H. A PHYSICIAN’S ASSISTANT;
I. A NURSE; OR
J. A NURSE PRACTITIONER.

SECTION 2. AND BE IT FURTHER ENACTED, That this Act shall take effect October 1, 2020.