

BY: Senator Salling

AMENDMENTS TO SENATE BILL 707, AS AMENDED
(First Reading File Bill)

AMENDMENT NO. 1

On page 1 of the bill, in line 2, strike “Criminal Law –”; in the same line, after “Activator” insert “and Permit to Carry, Wear, or Transport a Handgun”; in line 7, after “crime,” insert “clarifying that personal protection or self–defense can qualify as a good and substantial reason to wear, carry, or transport a handgun for purposes of the issuance by the Secretary of State Police of a permit to carry, wear, or transport a handgun;”; and before line 19, insert:

“BY repealing and reenacting, without amendments,

Article – Public Safety

Section 5–301(a) and (d)

Annotated Code of Maryland

(2011 Replacement Volume and 2017 Supplement)

BY repealing and reenacting, with amendments,

Article – Public Safety

Section 5–306(a)

Annotated Code of Maryland

(2011 Replacement Volume and 2017 Supplement)”.

AMENDMENT NO. 2

On page 3 of the Judicial Proceedings Committee Amendments (SB0707/498175/1), in line 12 of Amendment No. 3, before “SECTION” insert:

“Article Public Safety

5–301.

(Over)

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

(d) “Permit” means a permit issued by the Secretary to carry, wear, or transport a handgun.

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);

(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) has good and substantial reason to wear, carry, or transport a handgun, such as **PERSONAL PROTECTION, SELF-DEFENSE, OR** a finding that the permit is necessary as a reasonable precaution against apprehended danger."