

HOUSE BILL 919

E4

8lr2695

By: **Delegates Saab, Buckel, Clark, S. Howard, Kipke, Krebs, Miele, Morgan, Rey, Sample-Hughes, Szeliga, and West**

Introduced and read first time: February 5, 2018

Assigned to: Judiciary

A BILL ENTITLED

1 AN ACT concerning

2 **Public Safety – Handgun Permit – Renewal**

3 FOR the purpose of repealing the requirement that an applicant complete a certain
4 firearms training course prior to a renewal of a permit to carry, wear, or transport a
5 handgun; altering the term of a renewal permit; limiting the number of times that a
6 permit may be renewed; and generally relating to the renewal of a handgun permit.

7 BY repealing and reenacting, with amendments,

8 Article – Public Safety

9 Section 5–306(a) and 5–309

10 Annotated Code of Maryland

11 (2011 Replacement Volume and 2017 Supplement)

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

14 **Article – Public Safety**

15 5–306.

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

18 (1) is an adult;

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

21 (ii) if convicted of a crime described in item (i) of this item, has been
22 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.



1 (3) has not been convicted of a crime involving the possession, use, or
2 distribution of a controlled dangerous substance;

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

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

9 (i) [1. for an initial application,] a minimum of 16 hours of
10 instruction by a qualified handgun instructor; [or]

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

13 (ii) classroom instruction on:

14 1. State firearm law;

15 2. home firearm safety; and

16 3. handgun mechanisms and operation; and

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

19 (6) based on an investigation:

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

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

26 5-309.

27 (a) Except as provided in subsection (d) of this section, a permit expires on the
28 last day of the holder's birth month following 2 years after the date the permit is issued.

29 (b) Subject to subsection (c) of this section, a permit may be renewed **ONE TIME**
30 for [successive periods of 3] **A PERIOD OF 4 years [each]** if, at the time of [an] **THE**

1 application for renewal, the applicant possesses the qualifications for the issuance of a
2 permit and pays the renewal fee stated in this subtitle.

3 (c) A person who applies for a renewal of a permit is not required to be
4 fingerprinted unless the Secretary requires a set of the person's fingerprints to resolve a
5 question of the person's identity.

6 (d) The Secretary may establish an alternative expiration date for a permit to
7 coincide with the expiration of a license, certification, or commission for:

8 (1) a private detective under Title 13 of the Business Occupations and
9 Professions Article;

10 (2) a security guard under Title 19 of the Business Occupations and
11 Professions Article; or

12 (3) a special police officer under § 3-306 of this article.

13 SECTION 2. AND BE IT FURTHER ENACTED, That this Act shall take effect
14 October 1, 2018.