

HOUSE BILL 774

E4

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By: **Delegate Bartlett**

Introduced and read first time: February 8, 2019

Assigned to: Judiciary

A BILL ENTITLED

1 AN ACT concerning

2 **Office of the Attorney General – Crime Firearms – Study**

3 FOR the purpose of requiring the Office of the Attorney General to study and compile
4 information regarding certain matters that relate to certain firearms used in the
5 commission of certain crimes; requiring the Maryland State Police to provide certain
6 information for the study; requiring the Office of the Attorney General to report its
7 findings to the Governor and the General Assembly on or before a certain date;
8 defining a certain term; and generally relating to crime firearms.

9 SECTION 1. BE IT ENACTED BY THE GENERAL ASSEMBLY OF MARYLAND,
10 That:

11 (a) In this section, “crime firearm” means a firearm that is:

12 (1) used in the commission of a crime of violence, as defined in § 5–101 of
13 the Public Safety Article; or

14 (2) recovered by law enforcement in connection to an illegal firearm
15 possession, transportation, or transfer.

16 (b) The Office of the Attorney General shall:

17 (1) study information regarding crime firearms in the State, including:

18 (i) the number and types of crime firearms;

19 (ii) the known sources of the crime firearms, including the
20 manufacturer, importer, dealer, and first purchaser for all recovered crime firearms; and

21 (iii) the jurisdictions where crime firearms were recovered;

EXPLANATION: CAPITALS INDICATE MATTER ADDED TO EXISTING LAW.

[Brackets] indicate matter deleted from existing law.



1 (2) study crimes committed with crime firearms by jurisdiction, including:

2 (i) the number of charges and convictions for:

3 1. crimes of violence;

4 2. illegal transfers;

5 3. illegal possession; and

6 4. illegal transportation; and

7 (ii) the number and types of other criminal charges associated with
8 a crime firearm;

9 (3) compile all available information and data regarding the known sources
10 of crime firearms, including:

11 (i) for out-of-state firearms:

12 1. the country, state, or city of origin; and

13 2. the location in the State where the firearm was recovered;

14 (ii) for in-state firearms:

15 1. the jurisdiction of origin; and

16 2. the location where the firearm was recovered;

17 (iii) information on the top 10 licensed dealers of crime firearms in
18 the State, including:

19 1. names;

20 2. locations; and

21 3. the dates and outcomes of audits conducted by the
22 Maryland State Police of the licensed dealers;

23 (iv) information on the 10 states where the most crime firearms were
24 recovered, including a comparison of the other states' firearms laws regarding:

25 1. licensing;

26 2. background checks;

- 3. waiting periods;
- 4. straw purchases; and
- 5. safe storage laws;

(4) collect information on the length of time between the origination of a crime firearm and the crime firearm being recovered; and

(5) gather information regarding the individuals found in possession of crime firearms, including:

- (i) age;
- (ii) jurisdiction of residence;
- (iii) jurisdiction where charged; and

(iv) whether the individual was previously prohibited from possessing a firearm.

(c) The Maryland State Police shall provide the Office of the Attorney General with any and all information necessary to complete the study required under this section.

(d) On or before December 1, 2020, the Office of the Attorney General shall report its findings to the Governor and, in accordance with § 2-1246 of the State Government Article, the General Assembly.

SECTION 2. AND BE IT FURTHER ENACTED, That this Act shall take effect October 1, 2019.