

HOUSE BILL 591

E4

0lr1807
CF SB 1050

By: **Delegate Clippinger**

Introduced and read first time: January 27, 2020

Assigned to: Judiciary

Committee Report: Favorable

House action: Adopted

Read second time: March 9, 2020

CHAPTER _____

1 AN ACT concerning

2 **Public Safety – Lost or Stolen Regulated Firearm – Reporting**

3 FOR the purpose of altering penalties applicable to failing to report a lost or stolen
4 regulated firearm; making a conforming change; and generally relating to reporting
5 lost or stolen regulated firearms.

6 BY repealing and reenacting, with amendments,
7 Article – Public Safety
8 Section 5–146
9 Annotated Code of Maryland
10 (2018 Replacement Volume and 2019 Supplement)

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

13 **Article – Public Safety**

14 5–146.

15 (a) A dealer or any other person who sells or transfers a regulated firearm shall
16 notify the purchaser or recipient of the regulated firearm at the time of purchase or transfer
17 that the purchaser or recipient is required to report a lost or stolen regulated firearm to the
18 local law enforcement agency as required under subsection (b) of this section.

19 (b) If a regulated firearm is lost or stolen, the owner of the regulated firearm shall

EXPLANATION: CAPITALS INDICATE MATTER ADDED TO EXISTING LAW.

[Brackets] indicate matter deleted from existing law.

Underlining indicates amendments to bill.

~~Strike out~~ indicates matter stricken from the bill by amendment or deleted from the law by amendment.



1 report the loss or theft to the local law enforcement agency within 72 hours after the owner
2 first discovers the loss or theft.

3 (c) On receipt of a report of a lost or stolen regulated firearm, a local law
4 enforcement agency shall report to the Secretary and enter into the National Crime
5 Information Center (NCIC) database, to the extent known, the caliber, make, model,
6 manufacturer, and serial number of the regulated firearm and any other distinguishing
7 number or identification mark on the regulated firearm.

8 (d) [(1) A knowing and willful first-time violation of this section is a civil
9 offense punishable by a fine not exceeding \$500.

10 (2)] A person who knowingly and willfully violates this section [for a second
11 or subsequent time] is guilty of a misdemeanor and on conviction is subject to:

12 (1) FOR A FIRST CONVICTION, imprisonment not exceeding [90 days] **6**
13 MONTHS or a fine not exceeding [\$500] **\$1,000** or both; AND

14 (2) FOR EACH SUBSEQUENT CONVICTION, IMPRISONMENT NOT
15 EXCEEDING 1 YEAR OR A FINE NOT EXCEEDING \$2,000 OR BOTH.

16 (e) The imposition of a [civil or] criminal penalty under this section does not
17 preclude the pursuit of any other civil remedy or criminal prosecution authorized by law.

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

Approved:

Governor.

Speaker of the House of Delegates.

President of the Senate.