

# SENATE BILL 1

E1, E4

3lr0330

(PRE-FILED)

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By: **Senators Waldstreicher and Lee**

Requested: August 16, 2022

Introduced and read first time: January 11, 2023

Assigned to: Judicial Proceedings

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## A BILL ENTITLED

1 AN ACT concerning

2 **Criminal Law – Wearing, Carrying, or Transporting Firearms – Restrictions**  
3 **(Gun Safety Act of 2023)**

4 FOR the purpose of prohibiting a person from knowingly wearing, carrying, or transporting  
5 a firearm onto the real property of another unless the other has given certain  
6 permission; prohibiting a person from knowingly wearing, carrying, or transporting  
7 a firearm within a certain distance of a certain place of public accommodation; and  
8 generally relating to restrictions on wearing, carrying, or transporting firearms.

9 BY adding to

10 Article – Criminal Law  
11 Section 4–111 and 4–112  
12 Annotated Code of Maryland  
13 (2021 Replacement Volume and 2022 Supplement)

14 BY repealing and reenacting, without amendments,

15 Article – State Government  
16 Section 20–301  
17 Annotated Code of Maryland  
18 (2021 Replacement Volume and 2022 Supplement)

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

21 **Article – Criminal Law**

22 **4–111.**

23 **(A) IN THIS SECTION, “FIREARM” HAS THE MEANING STATED IN § 4–104 OF**

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EXPLANATION: CAPITALS INDICATE MATTER ADDED TO EXISTING LAW.

[Brackets] indicate matter deleted from existing law.



1 THIS SUBTITLE.

2 (B) THIS SECTION DOES NOT APPLY TO:

3 (1) THE WEARING, CARRYING, OR TRANSPORTING OF A FIREARM ON  
4 A PORTION OF REAL PROPERTY SUBJECT TO AN EASEMENT, A RIGHT-OF-WAY, A  
5 SERVITUDE, OR ANY OTHER INTEREST THAT ALLOWS PUBLIC ACCESS ON OR  
6 THROUGH THE REAL PROPERTY;

7 (2) THE WEARING, CARRYING, OR TRANSPORTING OF A FIREARM ON  
8 A PORTION OF REAL PROPERTY SUBJECT TO AN EASEMENT, A RIGHT-OF-WAY, A  
9 SERVITUDE, OR ANY OTHER INTEREST ALLOWING ACCESS ON OR THROUGH THE  
10 REAL PROPERTY BY:

11 (I) THE HOLDER OF THE EASEMENT, RIGHT-OF-WAY,  
12 SERVITUDE, OR OTHER INTEREST; OR

13 (II) A GUEST OR ASSIGNEE OF THE HOLDER OF THE EASEMENT,  
14 RIGHT-OF-WAY, SERVITUDE, OR OTHER INTEREST; OR

15 (3) PROPERTY OWNED BY THE STATE OR A POLITICAL SUBDIVISION  
16 OF THE STATE.

17 (C) A PERSON MAY NOT KNOWINGLY WEAR, CARRY, OR TRANSPORT A  
18 FIREARM ONTO THE REAL PROPERTY OF ANOTHER UNLESS THE OTHER HAS GIVEN  
19 EXPRESS PERMISSION, EITHER TO THE PERSON OR TO THE PUBLIC GENERALLY, TO  
20 WEAR, CARRY, OR TRANSPORT A FIREARM ON THE REAL PROPERTY.

21 (D) A PERSON WHO VIOLATES SUBSECTION (C) OF THIS SECTION IS GUILTY  
22 OF A MISDEMEANOR AND ON CONVICTION IS SUBJECT TO IMPRISONMENT NOT  
23 EXCEEDING 1 YEAR.

24 4-112.

25 (A) (1) IN THIS SECTION THE FOLLOWING WORDS HAVE THE MEANINGS  
26 INDICATED.

27 (2) "FIREARM" HAS THE MEANING STATED IN § 4-104 OF THIS  
28 SUBTITLE.

29 (3) "PLACE OF PUBLIC ACCOMMODATION" HAS THE MEANING  
30 STATED IN § 20-301 OF THE STATE GOVERNMENT ARTICLE.

