

HOUSE BILL 188

E4

5lr0895

By: **Delegates Cluster, Adams, Fisher, Folden, Ghrist, S. Howard, Impallaria, Jackson, Jacobs, Krebs, McComas, McKay, Metzgar, Miele, Parrott, Ready, Rey, Saab, Shoemaker, Szeliga, Valentino-Smith, B. Wilson, and C. Wilson**
Introduced and read first time: January 30, 2015
Assigned to: Judiciary

A BILL ENTITLED

1 AN ACT concerning

2 **Public Safety – Handgun Permits – Renewal Period for Retired Law**
3 **Enforcement Officer**

4 FOR the purpose of establishing that a handgun permit issued to a retired law enforcement
5 officer of the State or a county or municipal corporation of the State expires on the
6 last day of the holder's birth month following a certain period after the date the
7 permit is issued and may be renewed for successive periods of a certain length under
8 certain circumstances; providing that a retired law enforcement officer who applies
9 for the renewal of a permit is not required to be fingerprinted except under certain
10 circumstances; and generally relating to handgun permits.

11 BY repealing and reenacting, without amendments,
12 Article – Public Safety
13 Section 5–301(a) and (d) and 5–304(b)(1) and (d)(2)
14 Annotated Code of Maryland
15 (2011 Replacement Volume and 2014 Supplement)

16 BY repealing and reenacting, with amendments,
17 Article – Public Safety
18 Section 5–309
19 Annotated Code of Maryland
20 (2011 Replacement Volume and 2014 Supplement)

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

23 **Article – Public Safety**

24 5–301.

EXPLANATION: CAPITALS INDICATE MATTER ADDED TO EXISTING LAW.
[Brackets] indicate matter deleted from existing law.



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

2 (d) "Permit" means a permit issued by the Secretary to carry, wear, or transport
3 a handgun.

4 5-304.

5 (b) (1) Subject to subsections (c) and (d) of this section, the Secretary may
6 charge a nonrefundable fee payable when an application is filed for a permit.

7 (d) The Secretary may not charge a fee under subsection (b) of this section to:

8 (2) a retired law enforcement officer of the State or a county or municipal
9 corporation of the State.

10 5-309.

11 (a) **[A] EXCEPT AS PROVIDED IN SUBSECTION (C) OF THIS SECTION, A permit**
12 **expires on the last day of the holder's birth month following 2 years after the date the**
13 **permit is issued.**

14 (b) **[A] EXCEPT AS PROVIDED IN SUBSECTION (C) OF THIS SECTION, A permit**
15 **may be renewed for successive periods of 3 years each if, at the time of an application for**
16 **renewal, the applicant possesses the qualifications for the issuance of a permit and pays**
17 **the renewal fee stated in this subtitle.**

18 (c) (1) **A PERMIT ISSUED TO A RETIRED LAW ENFORCEMENT OFFICER OF**
19 **THE STATE OR A COUNTY OR MUNICIPAL CORPORATION OF THE STATE:**

20 (i) **EXPIRES ON THE LAST DAY OF THE HOLDER'S BIRTH MONTH**
21 **FOLLOWING 5 YEARS AFTER THE DATE THE PERMIT IS ISSUED; AND**

22 (ii) **MAY BE RENEWED FOR SUCCESSIVE PERIODS OF 5 YEARS**
23 **EACH IF, AT THE TIME OF AN APPLICATION FOR RENEWAL, THE APPLICANT**
24 **POSSESSES THE QUALIFICATIONS FOR THE ISSUANCE OF A PERMIT.**

25 (2) **A RETIRED LAW ENFORCEMENT OFFICER OF THE STATE OR A**
26 **COUNTY OR MUNICIPAL CORPORATION OF THE STATE WHO APPLIES FOR THE**
27 **RENEWAL OF A PERMIT IS NOT REQUIRED TO BE FINGERPRINTED UNLESS THE**
28 **SECRETARY REQUIRES A SET OF THE OFFICER'S FINGERPRINTS TO RESOLVE A**
29 **QUESTION OF THE OFFICER'S IDENTITY.**

30 SECTION 2. AND BE IT FURTHER ENACTED, That this Act shall take effect
31 October 1, 2015.

