

SB0707/498175/1

BY: Judicial Proceedings Committee

AMENDMENTS TO SENATE BILL 707
(First Reading File Bill)

AMENDMENT NO. 1

On page 1, in line 5, after “activator” insert “, subject to a certain exception”; in line 7, after “terms;” insert “providing for a delayed effective date for certain provisions of this Act;”; and after line 18, insert:

“BY repealing and reenacting, with amendments,

Article – Criminal Law

Section 4-305.1

Annotated Code of Maryland

(2012 Replacement Volume and 2017 Supplement)

(As enacted by Section 1 of this Act)”.

AMENDMENT NO. 2

On page 2, after line 25, insert:

“(E) “BINARY TRIGGER SYSTEM” MEANS A DEVICE THAT, WHEN INSTALLED IN OR ATTACHED TO A FIREARM, FIRES BOTH WHEN THE TRIGGER IS PULLED AND ON RELEASE OF THE TRIGGER.

“(F) “BUMP STOCK” MEANS A DEVICE THAT, WHEN INSTALLED IN OR ATTACHED TO A FIREARM, INCREASES THE RATE OF FIRE OF THE FIREARM BY USING ENERGY FROM THE RECOIL OF THE FIREARM TO GENERATE A RECIPROCATING ACTION THAT FACILITATES REPEATED ACTIVATION OF THE TRIGGER.

(Over)

(G) “BURST TRIGGER SYSTEM” MEANS A DEVICE THAT, WHEN INSTALLED IN OR ATTACHED TO A FIREARM, ALLOWS THE FIREARM TO DISCHARGE TWO OR MORE SHOTS WITH A SINGLE PULL OF THE TRIGGER BY ALTERING THE TRIGGER RESET.”.

On page 3, in lines 1, 17, 20, 22, and 25, strike “(e)”, “(f)”, “(g)”, “(h)”, and “(J)”, respectively, and substitute “(H)”, “(I)”, “(J)”, “(L)”, and “(M)”, respectively; after line 21, insert:

“(K) “HELLFIRE TRIGGER” MEANS A DEVICE THAT, WHEN INSTALLED IN OR ATTACHED TO A FIREARM, DISENGAGES THE TRIGGER RETURN SPRING WHEN THE TRIGGER IS PULLED.”;

strike line 24 in its entirety; and strike beginning with “ANY” in line 25 down through “PARTS” in line 29 and substitute “**ANY DEVICE, INCLUDING A REMOVABLE MANUAL OR POWER-DRIVEN ACTIVATING DEVICE, CONSTRUCTED SO THAT, WHEN INSTALLED IN OR ATTACHED TO A FIREARM:**

(I) THE RATE AT WHICH THE TRIGGER IS ACTIVATED INCREASES; OR

(II) THE RATE OF FIRE INCREASES”.

On page 4, in line 1, strike “AND TRIGGER CRANK” and substitute “**, TRIGGER CRANK, HELLFIRE TRIGGER, BINARY TRIGGER SYSTEM, BURST TRIGGER SYSTEM, OR A COPY OR A SIMILAR DEVICE, REGARDLESS OF THE PRODUCER OR MANUFACTURER.**

(3) “RAPID FIRE TRIGGER ACTIVATOR” DOES NOT INCLUDE A SEMIAUTOMATIC REPLACEMENT TRIGGER THAT IMPROVES THE PERFORMANCE AND FUNCTIONALITY OVER THE STOCK TRIGGER”;

and after line 1, insert:

“(N) “TRIGGER CRANK” MEANS A DEVICE THAT, WHEN INSTALLED IN OR ATTACHED TO A FIREARM, REPEATEDLY ACTIVATES THE TRIGGER OF THE FIREARM THROUGH THE USE OF A CRANK, A LEVER, OR ANY OTHER PART THAT IS TURNED IN A CIRCULAR MOTION.”

AMENDMENT NO. 3

On page 4, in line 3, strike “A” and substitute “**(A) EXCEPT AS PROVIDED IN SUBSECTION (B) OF THIS SECTION, A**”; after line 7, insert:

“(B) THIS SECTION DOES NOT APPLY TO THE POSSESSION OF A RAPID FIRE TRIGGER ACTIVATOR BY A PERSON WHO:

(1) POSSESSED THE RAPID FIRE TRIGGER ACTIVATOR BEFORE OCTOBER 1, 2018;

(2) APPLIED TO THE FEDERAL BUREAU OF ALCOHOL, TOBACCO, FIREARMS AND EXPLOSIVES BEFORE OCTOBER 1, 2018, FOR AUTHORIZATION TO POSSESS A RAPID FIRE TRIGGER ACTIVATOR; AND

(3) IS IN COMPLIANCE WITH ALL FEDERAL REQUIREMENTS FOR POSSESSION OF A RAPID FIRE TRIGGER ACTIVATOR.”; and after line 30, insert:

“SECTION 2. AND BE IT FURTHER ENACTED, That the Laws of Maryland read as follows:

(Over)

Article – Criminal Law

4–305.1.

(a) Except as provided in subsection (b) of this section, a person may not:

(1) transport a rapid fire trigger activator into the State; or

(2) manufacture, possess, sell, offer to sell, transfer, purchase, or receive a rapid fire trigger activator.

(b) This section does not apply to the possession of a rapid fire trigger activator by a person who:

(1) possessed the rapid fire trigger activator before October 1, 2018;

(2) applied to the federal Bureau of Alcohol, Tobacco, Firearms and Explosives before October 1, 2018, for authorization to possess a rapid fire trigger activator; [and]

(3) **RECEIVED AUTHORIZATION TO POSSESS A RAPID FIRE TRIGGER ACTIVATOR FROM THE FEDERAL BUREAU OF ALCOHOL, TOBACCO, FIREARMS AND EXPLOSIVES BEFORE OCTOBER 1, 2019; AND**

(4) is in compliance with all federal requirements for possession of a rapid fire trigger activator.

SECTION 3. AND BE IT FURTHER ENACTED, That Section 2 of this Act shall take effect October 1, 2019.”.

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On page 5, in line 1, strike “2.” and substitute “4.”; and in the same line, after “That” insert “, except as provided in Section 3 of this Act.”.