

HOUSE BILL 591

E4

0lr1807

By: **Delegate Clippinger**

Introduced and read first time: January 27, 2020

Assigned to: Judiciary

A BILL ENTITLED

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

22 (c) On receipt of a report of a lost or stolen regulated firearm, a local law
23 enforcement agency shall report to the Secretary and enter into the National Crime
24 Information Center (NCIC) database, to the extent known, the caliber, make, model,

EXPLANATION: CAPITALS INDICATE MATTER ADDED TO EXISTING LAW.

[Brackets] indicate matter deleted from existing law.



1 manufacturer, and serial number of the regulated firearm and any other distinguishing
2 number or identification mark on the regulated firearm.

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

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

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

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

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

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