

SENATE BILL 64

E4

2lr1085

By: **Senator Simonaire**

Introduced and read first time: January 16, 2012

Assigned to: Judicial Proceedings

A BILL ENTITLED

1 AN ACT concerning

2 **Public Safety – Machine Gun Registration – Notice to Renew**

3 FOR the purpose of requiring the Secretary of State Police, on or before a certain date
4 in each year succeeding the registration of a machine gun, to notify in writing
5 the registrant of the requirement to renew the registration; and generally
6 relating to the registration of machine guns.

7 BY repealing and reenacting, with amendments,
8 Article – Criminal Law
9 Section 4–403
10 Annotated Code of Maryland
11 (2002 Volume and 2011 Supplement)

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

14 **Article – Criminal Law**

15 4–403.

16 (a) (1) A manufacturer of a machine gun shall keep a register of each
17 machine gun manufactured or handled by the manufacturer.

18 (2) The register shall contain:

19 (i) the method of manufacture and serial number of the
20 machine gun;

21 (ii) the date of manufacture, sale, loan, gift, delivery, and
22 receipt of the machine gun from the manufacturer; and

EXPLANATION: CAPITALS INDICATE MATTER ADDED TO EXISTING LAW.

[Brackets] indicate matter deleted from existing law.



1 (iii) the name, address, and occupation of the person to whom
2 the machine gun was sold, loaned, given or delivered, or from whom the machine gun
3 was received, and the purpose for which the machine gun was acquired.

4 (3) A person who violates this subsection is guilty of a misdemeanor
5 and on conviction is subject to a fine not exceeding \$100.

6 (b) (1) On demand, a manufacturer of a machine gun shall allow a
7 marshal, sheriff, or police officer to inspect the manufacturer's entire stock of machine
8 guns, parts, and supplies and the register required under subsection (a) of this section.

9 (2) A person who violates paragraph (1) of this subsection is guilty of a
10 misdemeanor and on conviction is subject to a fine not exceeding \$100.

11 (c) (1) (I) A person who acquires a machine gun shall register the
12 machine gun with the Secretary of State Police:

13 [(i)] 1. within 24 hours after acquiring the machine gun; and

14 [(ii)] 2. in each succeeding year during the month of May.

15 (II) **IN EACH SUCCEEDING YEAR AFTER THE INITIAL**
16 **REGISTRATION OF A MACHINE GUN UNDER SUBPARAGRAPH (I) OF THIS**
17 **PARAGRAPH, ON OR BEFORE MARCH 15, THE SECRETARY OF STATE POLICE**
18 **SHALL NOTIFY THE REGISTRANT IN WRITING OF THE REQUIREMENT TO RENEW**
19 **THE REGISTRATION.**

20 (2) The Secretary of State Police shall prepare and, on request of an
21 applicant, furnish an application form for registration under this subsection.

22 (3) An application for registration shall contain:

23 (i) the make, model, serial number, caliber, type, barrel length,
24 finish, and country of origin of the machine gun;

25 (ii) the name, address, race, gender, date of birth, Maryland
26 driver's license number, and occupation of the person in possession of the machine
27 gun; and

28 (iii) the name of the person from whom the machine gun was
29 acquired and the purpose for acquiring the machine gun.

30 (4) Each application for registration filed with the Secretary of State
31 Police shall be accompanied by a nonrefundable registration fee of \$10.

1 (5) Registration data provided under this section is not open to public
2 inspection.

3 SECTION 2. AND BE IT FURTHER ENACTED, That this Act shall take effect
4 October 1, 2012.