

HOUSE BILL 757

E4

8lr0966

By: **Delegates Mosby, Ali, Frush, Gaines, Hill, R. Lewis, Moon, Morales, Platt, Sanchez, and M. Washington**

Introduced and read first time: February 1, 2018

Assigned to: Judiciary

A BILL ENTITLED

1 AN ACT concerning

2 **Public Safety – Handguns Used in Crime – Trace Request**

3 FOR the purpose of requiring a certain law enforcement agency to submit a certain trace
4 request to the Maryland State Police Gun Center or the Bureau of Alcohol, Tobacco,
5 Firearms and Explosives National Tracing Center within a certain period of time
6 after the seizure or recovery of a handgun used in the commission of a crime; defining
7 certain terms; and generally relating to handguns.

8 BY adding to

9 Article – Public Safety

10 Section 5–147

11 Annotated Code of Maryland

12 (2011 Replacement Volume and 2017 Supplement)

13 SECTION 1. BE IT ENACTED BY THE GENERAL ASSEMBLY OF MARYLAND,

14 That the Laws of Maryland read as follows:

15 **Article – Public Safety**

16 **5–147.**

17 **(A) (1) IN THIS SECTION THE FOLLOWING WORDS HAVE THE MEANINGS**
18 **INDICATED.**

19 **(2) “HANDGUN” HAS THE MEANING STATED IN § 4–201 OF THE**
20 **CRIMINAL LAW ARTICLE.**

EXPLANATION: CAPITALS INDICATE MATTER ADDED TO EXISTING LAW.

[Brackets] indicate matter deleted from existing law.



1 **(3) “TRACE” MEANS TO TRACK THE MOVEMENT OF A FIREARM FROM**
2 **ITS FIRST SALE BY THE MANUFACTURER OR IMPORTER THROUGH THE**
3 **DISTRIBUTION CHAIN TO THE FIRST RETAIL PURCHASER.**

4 **(B) AS SOON AS PRACTICABLE AFTER THE SEIZURE OR RECOVERY OF A**
5 **HANDGUN USED IN THE COMMISSION OF A CRIME, THE LAW ENFORCEMENT AGENCY**
6 **THAT SEIZED OR RECOVERED THE HANDGUN SHALL SUBMIT A TRACE REQUEST TO:**

7 **(1) THE MARYLAND STATE POLICE GUN CENTER; OR**

8 **(2) THE BUREAU OF ALCOHOL, TOBACCO, FIREARMS AND**
9 **EXPLOSIVES NATIONAL TRACING CENTER.**

10 SECTION 2. AND BE IT FURTHER ENACTED, That this Act shall take effect
11 October 1, 2018.