

MAINE STATE LEGISLATURE

The following document is provided by the
LAW AND LEGISLATIVE DIGITAL LIBRARY
at the Maine State Law and Legislative Reference Library
<http://legislature.maine.gov/lawlib>



Reproduced from scanned originals with text recognition applied
(searchable text may contain some errors and/or omissions)

ONE HUNDRED AND FIFTH LEGISLATURE

Legislative Document

No. 205

H. P. 150

House of Representatives, January 19, 1971

Referred to Committee on Judiciary. Sent up for concurrence and ordered printed.

BERTHA W. JOHNSON, Clerk

Presented by Mr. Vincent of Portland.

STATE OF MAINE

IN THE YEAR OF OUR LORD NINETEEN HUNDRED
SEVENTY-ONE

AN ACT Regulating Handguns.

Be it enacted by the People of the State of Maine, as follows:

R. S., T. 30, c. 215, sub-c. IV-A, additional. Chapter 215 of Title 30 of the Revised Statutes is amended by adding a new subchapter IV-A to read as follows:

SUBCHAPTER IV-A HANDGUNS

§ 2661. Regulated

No person, firm or corporation in any municipality shall sell, give or deliver to any person any handgun except in accordance with this subchapter.

§ 2662. Defined

A handgun shall mean a firearm having a barrel length of less than 15 inches and designed and intended to be fired with one hand, using fixed ammunition.

§ 2663. Certificate

Such person, firm or corporation shall require the person seeking to purchase or obtain such handgun to sign a certificate containing the following information:

Name _____ Driver's License No. _____
or
Date of Birth _____ Draft Card No. _____

Address _____ How long at such address _____
 Occupation _____ Present Employer _____
 Physical description Sex: _____ Ht: _____ Wgt: _____ Color Hair: _____
 Color Eyes: _____
 Distinguishing Marks _____
 Have you ever been convicted of assault, assault and battery or a felony? _____
 If so, description thereof _____
 Are you under complaint or indictment for assault, assault and battery or a felony? _____
 If so, description thereof _____
 Are you a user of or addicted to marijuana or any other depressant, stimulant or narcotic drug? _____
 Have you ever been judged by a court as a mental defective or been committed to, or voluntarily been a patient at, a mental institution? _____
 If so, where? _____

 Signature

§ 2664. Examination of records

Such person, firm or corporation shall deliver such certificate to the chief of police of the municipality, or his duly authorized representative, and said chief of police or his duly authorized representative shall have 72 hours after receipt of said certificate to make an examination of the records contained in the police department of the municipality and in State Police Headquarters to determine from such records whether the person signing such certificate has been convicted of, or is under complaint or indictment for, assault, assault and battery or a felony; is a user of or addicted to marijuana or any other depressant, stimulant or narcotic drug; or has ever been judged by a court as a mental defective or has been committed to, or voluntarily been a patient at, a mental institution and to report such finding to the person, firm or corporation filing such certificate.

§ 2665. Penalties

Any person, firm or corporation selling, giving or delivering a handgun to any person before the expiration of said 72 hours or when notified within said period by the chief of police, or his authorized representative, that a person signing such certificate has been convicted of, or is under complaint or indictment for, assault, assault and battery or a felony; is a user of or addicted to marijuana or any other depressant, stimulant or narcotic drug; or has been judged by a court as a mental defective or has been committed to,

or voluntarily been a patient at, a mental institution shall, on conviction, be punished by a fine of not more than \$500 or by imprisonment for not more than 90 days, or by both.

Any person who signs a certificate containing false information for the purpose of complying with this subchapter shall, on conviction, be punished by a fine of not more than \$500 or by imprisonment for not more than 90 days, or by both.

STATEMENT OF FACT

The purpose of this bill is to regulate the selling, giving and delivery of handguns for better control and supervision.