

MAINE STATE LEGISLATURE

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1 SECOND REGULAR SESSION
2

3 ONE HUNDRED AND ELEVENTH LEGISLATURE
4

5 Legislative Document

No. 1876

6
7 H.P. 1431

House of Representatives, January 10, 1984

8 Approved for introduction by the Legislative Council pursuant to Joint
9 Rule 26.

10 Reference to the Committee on Legal Affairs is suggested and ordered
printed.

EDWIN H. PERT, Clerk

Presented by Representative Pouliot of Lewiston.

11 Cosponsors: Senator Charette of Androscoggin, Representative Jacques
of Waterville and Senator Shute of Waldo.

12 STATE OF MAINE
13

14 IN THE YEAR OF OUR LORD
15 NINETEEN HUNDRED AND EIGHTY-FOUR
16

17 AN ACT Relating to State Preemption
18 in the Area of Firearms Regulation.
19

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

22 25 MRSA §2043 is enacted to read:

23 §2043. State preemption

24 1. State preemption. The State hereby occupies
25 and preempts the entire field of legislation touching
26 in any way firearms, components, ammunition and sup-
27 plies to the complete exclusion of any order, ordi-
28 nance or regulation by any political subdivision of
29 this State. Any existing or future orders, ordi-
30 nances or regulations in this field are null and
31 void, except as provided in chapter 253.

32 2. Regulation by political subdivisions prohib-
33 ited. No county, city, town, village, municipality

1 or other political subdivision of this State may
2 adopt any order, ordinance or regulation concerning
3 in any way the sale, purchase, purchase delay, trans-
4 fer, ownership, use, keeping, possession, bearing,
5 transportation, licensing, permit, registration, tax-
6 ation or other controls on firearms, components, am-
7 munition and supplies.

8 3. Certain ordinances permitted. Nothing con-
9 tained in this section may prohibit any ordinance of
10 any political subdivision which requires citizens or
11 public employees to be armed for personal or national
12 defense, law enforcement or other lawful purposes.

13 STATEMENT OF FACT

14 Presently, a number of Maine municipalities have
15 a variety of weapons' laws that result in confusion
16 on the part of the public and unfairness to business-
17 men who sell weapons. This bill requires legislative
18 action on all weapons' laws, making these laws con-
19 sistent statewide.

20 5222121983