## MAINE STATE LEGISLATURE

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1	L.D. 994
3	(Filing No. H-463)
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7	STATE OF MAINE HOUSE OF REPRESENTATIVES
9	114TH LEGISLATURE FIRST REGULAR SESSION
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13	HOUSE AMENDMENT "B" to COMMITTEE AMENDMENT "A" to S.P. 370, L.D. 994, Bill, "An Act Related to State Preemption of Firearms
15	Regulation"
17	Amend the amendment by striking out everything after the first paragraph after the title and inserting in its place the
19	following:
21	' '25 MRSA c. 252-A is enacted to read:
23	CHAPTER 252-A
25	FIREARMS REGULATION
27	§2011. State preemption
29	1. Preemption. The State intends to occupy and preempt the entire field of legislation concerning the regulation of
31	firearms, components, ammunition and supplies to the complete
33	exclusion of any order, ordinance, rule or regulation of any political subdivision of the State not authorized by this section
	or other state law. Except as provided in subsection 3, any
35	existing or future order, ordinance, rule or regulation in this
27	field is void.
37	2. Regulation restricted. Except as provided in subsection
39	3, no municipality having a population less than 15,000, county,
	village corporation, township or other political subdivision of
41	this State may adopt any order, ordinance, rule or regulation
4.2	concerning the sale, purchase, purchase delay, transfer,
43	ownership, use, possession, bearing, transportation, licensing, permitting, registration, taxation or any other matter pertaining
45	to firearms, components, ammunition or supplies.

HOUSE AMENDMENT "B" to COMMITTEE AMENDMENT "A" to S.P. 370, L.D. 994

3. Exception. This section does not prohibit an order, ordinance, rule or regulation of any political subdivision which conforms exactly with any applicable provision of state law or which regulates the discharge of firearms within a jurisdiction.'

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## STATEMENT OF FACT

9 The amendment replaces the entire text of committee amendment "A" and makes the following technical corrections to the language of the bill in order to clarify its intent and effect.

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The term "legislative presumption" is changed to "state preemption" to make it clear that the State intends to fully occupy the field of firearms regulation.

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The amendment allows Maine municipalities with a population greater than 15,000 to enact ordinances, rules or regulations that regulate the use, sale or other matters pertaining to firearms within their respective jurisdictions. The purpose of the amendment is to allow Maine's larger communities, where public safety concerns regarding guns are keenest, to enact reasonable rules to deal with their unique problems.

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The amendment removes the bill's reference to political subdivisions' rules concerning sales and compensating use taxes since Maine's political subdivisions lack legal authority to legislate or regulate regarding these taxes.

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Filed by Rep. Plourde of Biddeford Reproduced and distributed under the direction of the Clerk of the House (Filing No. H-463)