

MAINE STATE LEGISLATURE

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114th MAINE LEGISLATURE

FIRST REGULAR SESSION - 1989

Legislative Document

No. 994

S.P. 370

In Senate, March 30, 1989

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

Joy J. O'Brien

JOY J. O'BRIEN
Secretary of the Senate

Presented by President PRAY of Penobscot.

Cosponsored by Speaker MARTIN of Eagle Lake, Representative ROTONDI of Athens and Senator DILLENBACK of Cumberland.

STATE OF MAINE

IN THE YEAR OF OUR LORD
NINETEEN HUNDRED AND EIGHTY-NINE

An Act Related to State Preemption of Firearms Regulation.



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

3 25 MRSA c. 252-A is enacted to read:

5 CHAPTER 252-A

7 FIREARM REGULATION

9 §2011. Legislative presumption

11 1. Presumption. The Legislature occupies and preempts the
13 entire field of legislation touching in any way firearms,
15 components, ammunition and supplies to the complete exclusion of
17 any order, ordinance, rule or regulation by any political
subdivision of this State. Any existing or future orders,
ordinances, rules or regulations in this field are void except as
provided in subsection 3.

19 2. Regulation restricted. No county, city, town, village,
21 municipality or other political subdivision of this State, may
23 adopt any order, ordinance, rule or regulation concerning in any
25 way the sale, purchase, purchase delay, transfer, ownership, use,
possession, bearing, transportation, licensing, permit,
registration, taxation other than sales and compensating use
taxes or other controls of firearms, components, ammunition and
supplies except as provided in subsection 3.

27 3. Exception. Nothing contained in this section may
29 prohibit any ordinance of any political subdivision which
31 conforms exactly with any of the provisions of chapter 252 or
Title 17-A, with appropriate penalty provisions or which
regulates the discharge of firearms within a jurisdiction.

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STATEMENT OF FACT

37

39 This bill ensures that this State has preemptive authority
41 for firearms and ammunition regulation over counties and
municipalities.