

# MAINE STATE LEGISLATURE

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# 115th MAINE LEGISLATURE

## SECOND REGULAR SESSION-1992

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Legislative Document

No. 2107

H.P. 1495

House of Representatives, January 7, 1992

Approved for introduction by a majority of the Legislative Council pursuant to Joint Rule 26.  
Reference to the Committee on Legal Affairs suggested and ordered printed.

A handwritten signature in cursive script that reads "Ed Pert".

EDWIN H. PERT, Clerk

Presented by Representative GRAHAM of Houlton.

Cosponsored by Representative MELENDY of Rockland, Representative GURNEY of Portland and Senator GAUVREAU of Androscoggin.

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STATE OF MAINE

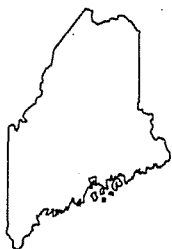
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IN THE YEAR OF OUR LORD  
NINETEEN HUNDRED AND NINETY-TWO

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**An Act Amending the Laws Governing Concealed Weapons Permits to  
Allow County Sheriffs to be Designated Issuing Authorities.**

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

2  
4       Sec. 1. 25 MRSA §2002-A, as enacted by PL 1991, c. 440, is amended to read:

6       **§2002-A. Assignment of authority**

8       Any municipality without a full-time chief of police may designate, if the Chief of the State Police or sheriff of the county in which that municipality is located agrees, the State Police or the sheriff of the county in which that municipality is located as the issuing authority for that municipality. The designation must be made by written agreement with the Chief of the State Police or the sheriff in which that municipality is located. The agreement must include provisions for termination of the agreement. During the term of an agreement, the State Police or sheriff shall perform all the functions of the issuing authority, including suspension and revocation of permits. The State Police or sheriffs are entitled to receive any fees authorized for performing the functions of an issuing authority.

22       Sec. 2. 25 MRSA §2003, sub-§1, ¶E, as amended by PL 1991, c. 591, Pt. EE, §1, is further amended by amending subparagraph (4) to read:

26               (4) Submits an application fee of \$60 for an original application, \$15 of which must be retained by the municipality and \$45 of which must be paid over by the municipality to the Treasurer of State if the designated issuing authority is the State Police or to the county treasurer of the county in which the municipality is located if the designated issuing authority is the sheriff of that county, and \$60 for a renewal, \$15 of which must be retained by the municipality and \$45 of which must be paid over by the municipality to the Treasurer of State if the designated issuing authority is the State Police or to the county treasurer of the county in which the municipality is located if the designated issuing authority is the sheriff of that county, for a resident of the State. The fee covers both the cost of processing the application by the issuing authority and the cost of the permit to carry concealed firearms issued by the issuing authority; and

46       Sec. 3. 25 MRSA §2003, sub-§6, as enacted by PL 1985, c. 478, §2, is amended to read:

48               6. **Unorganized territory.** Any resident of an unorganized territory shall make written application to the appropriate

2 ~~issuing authority in any municipality nearest the unorganized~~  
3 ~~territory~~ sheriff of the county of residence and the application,  
4 fee and permit provisions of this section shall apply.

6 **Sec. 4. 25 MRSA §2003, sub-§13** is enacted to read:

8 13. Lists of permit holders. The issuing authorities shall  
9 compile a list of persons who, on each of the following specified  
10 dates, have concealed weapons permits and forward to the sheriff  
11 of the county within 15 days after March 31st, June 30th,  
12 September 30th and December 31st of each year. The sheriff of  
13 each county shall promptly compile a master list of persons  
14 holding current concealed weapons permits and forward a copy of  
15 that list to the chiefs of police within that county.

16  
17 **STATEMENT OF FACT**

18  
19 This bill provides for the designation of either the State  
20 Police or the county sheriff as the issuing authority for a  
21 municipality for concealed weapons permits and amends the current  
22 law to allow fees for issuing concealed weapons permits to be  
23 distributed to the county if the designated issuing authority is  
24 the county sheriff. The bill also designates the issuing  
25 authority for concealed weapons permits in unorganized  
26 territories as the sheriff of the county of residence. Finally,  
27 the bill provides for a means of distribution of information by  
28 the sheriff's office to all police departments within each county  
regarding who has concealed weapons permits.