

MAINE STATE LEGISLATURE

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116th MAINE LEGISLATURE

FIRST REGULAR SESSION-1993

Legislative Document

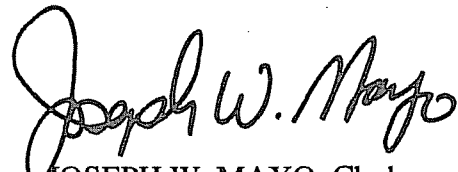
No. 1242

H.P. 918

House of Representatives, April 12, 1993

An Act Concerning Concealed Weapon Permits.

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


JOSEPH W. MAYO, Clerk

Presented by Representative HALE of Sanford.
Cosponsored by Representatives: GRAY of Sedgwick, TOWNSEND of Eastport, TRACY of Rome.

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

2
4 Sec. 1. 25 MRSA §2003, sub-§1, ¶E, as amended by PL 1991, c.
865, §1, is further amended to read:

6 E. Does the following:

8 (1) At the request of the issuing authority, takes
10 whatever action is required by law to allow the issuing
12 authority to obtain from the Department of Mental
14 Health and Mental Retardation, limited to records of
16 patient committals to Augusta Mental Health Institute
and Bangor Mental Health Institute, the courts, law
enforcement agencies and the military information
relevant to the following:

18 (a) The ascertainment of whether the information
supplied on the application or any documents made
a part of the application is true and correct;

20 (b) The ascertainment of whether each of the
22 additional requirements of this section has been
met; and

24 (c) Section 2005;

26 (2) If a photograph is an integral part of the permit
28 to carry concealed firearms adopted by an issuing
authority, submits to being photographed for that
30 purpose;

32 (3) If it becomes necessary to resolve any questions
34 as to identity, submits to having fingerprints taken by
the issuing authority;

36 (4) Submits an application fee of \$35 for an original
38 application, \$10 of which must be retained by the
municipality and \$25 of which must be paid over by the
40 municipality to the Treasurer of State, and \$20 for a
renewal, \$5 of which must be retained by the
42 municipality and \$15 of which must be paid over by the
municipality to the Treasurer of State, for a resident
44 of the State. A person who paid \$60 for a concealed
weapons permit or renewal during 1991 or 1992 is
46 entitled to a credit toward renewal fees in an amount
equal to \$30 for a person who paid \$60 for an original
48 application and \$45 for a person who paid \$60 for a
permit renewal. The credit is valid until fully
50 utilized. A person 55 years of age or older, upon
application to the Treasurer of State, is authorized to
receive a full refund instead of a credit toward
52 renewal fees. The fee covers both the cost of
processing the

2 application by the issuing authority and the cost of
the permit to carry concealed firearms issued by the
4 issuing authority; and

6 (5) Demonstrates to the issuing authority a knowledge
of handgun safety. The applicant may fully satisfy
8 this requirement by submitting to the issuing
authority, through documentation in accordance with
10 this subparagraph, proof that the applicant has within
5 years prior to the date of application completed a
12 course that included handgun safety offered by or under
the supervision of a federal, state, county or
14 municipal law enforcement agency or a firearms
instructor certified by a private firearms association
16 recognized as knowledgeable in matters of firearms
safety by the issuing authority or by the state in
18 which the course was taken. A course completion
certificate or other document, or a photocopy, is
20 sufficient if it recites or otherwise demonstrates that
the course meets all of the requirements of this
22 subparagraph.

24 As an alternative way of fully satisfying this
requirement, an applicant may personally demonstrate
26 knowledge of handgun safety to an issuing authority, if
the issuing authority is willing to evaluate an
applicant's personal demonstration of such knowledge.
28 The issuing authority is not required to offer this 2nd
option.

30 The demonstration of knowledge of handgun safety to the
32 issuing authority may not be required of any applicant
who holds a valid State state permit to carry a
34 concealed firearm as of April 15, 1990 or of any
applicant who was or is in any of the Armed Forces of
36 the United States and has received at least basic
firearms training.

38 **Sec. 2. Refund of concealed weapon fee.** Upon application to the
40 Treasurer of State, the Treasurer of State is authorized to
refund a person 55 years of age or older for the amount
42 authorized to be credited to that person toward concealed weapons
renewals under the Maine Revised Statutes, Title 25, section
44 2003, subsection 1, paragraph E, subparagraph 4.

46 STATEMENT OF FACT

48 This bill authorizes a full refund to a person 55 years of
50 age or older for overpayment of fees for concealed weapons
permits and renewals during 1991 and 1992.