

2	L.D. 2484
2	DATE: 4-3-00 (Filing No. H-1009)
4	
6	Reproduced and distributed under the direction of the Clerk of the House.
8	
10	STATE OF MAINE HOUSE OF REPRESENTATIVES 119TH LEGISLATURE
12	SECOND REGULAR SESSION
14	HOUSE AMENDMENT " $G$ " to committee amendment "A" to H.P.
16	1771, L.D. 2484, Bill, "An Act to Limit the Issuance of Concealed Firearms Permits"
18	Amend the amendment by inserting after section 3 the
20	following:
22	'Sec. 4. 25 MRSA §2003-A is enacted to read:
24	§2003-A. Concealed firearms permits for victims of domestic abuse
26	1. Issue of permit; eligibility. Notwithstanding section 2003, a person who obtains a protective order pursuant to Title
28	19-A, section 4007 must be granted a concealed firearms permit as
30	long as the person is 18 years of age or older, meets the requirements of this section and:
32	A. Has not been convicted of a crime in this State that is a Class A, B or C crime;
34	
36	B. Has not been convicted of a crime in another jurisdiction that is punishable by one year or more
38	imprisonment;
	C. Has not been convicted of a crime that involved use of a
40	dangerous weapon, as defined in Title 17-A, section 2, subsection 9, or of a firearm against another person; or
42	D Is not prohibited from obtaining a second difference
44	D. Is not prohibited from obtaining a concealed firearms permit pursuant to Title 19-A, section 4007-A.

Page 1-LR3594(10)

## HOUSE AMENDMENT

M.S.

HOUSE AMENDMENT "G" to COMMITTEE AMENDMENT "A" to H.P. 1771, L.D. 2484

2. Application. A person who wants a concealed firearms 2 permit and who is eligible under subsection 1 must submit a written application to the issuing authority that contains the 4 following:

6 A. Full name:

A. + S.

12

18

32

40

44

- 8 B. Full current address and addresses for the prior 5 years;
- 10 C. The date and place of birth, height, weight, color of eyes, color of hair, sex and race;
- D. If a photograph is an integral part of the permit to carry a concealed firearm, a photograph of the applicant; and
- 16 E. A copy of the protective order issued pursuant to Title 19-A, section 4007.
- 3. Complete application: certification by applicant. The requirements set out in subsections 1 and 2 constitute a complete application. By affixing the applicant's signature to the application, the applicant certifies that the statements the applicant makes in the application and any documents the applicant submits as part of the application are true and correct.
- 26 **4.** Permit to be issued within 48 hours. The issuing authority shall issue or deny a permit under this section, and 28 reply in writing as to the reason for any denial, within 48 hours of the receipt of the written application. If the issuing 30 authority does not issue or deny the permit within 48 hours of the receipt of the application, the permit is deemed granted.
- 5. Copy of laws furnished to permittee. The issuing authority shall issue a copy of this chapter and the relevant definitions from other chapters to every person who is granted a permit pursuant to this section.
- 38 **6. Application fee.** The applicant shall submit a fee of \$35 with the written application.
- 7. Term of permit. A concealed firearm permit issued
   42 pursuant to this section is valid for 4 years from the date of issue unless sooner revoked for cause by the issuing authority.
- 8. Information contained in permit. Each permit to carry
   46 concealed firearms issued shall contain the following:
- A. The name, address and physical description of the permit holder;
   50

Page 2-LR3594(10)

## HOUSE AMENDMENT

HOUSE AMENDMENT "" to COMMITTEE AMENDMENT "A" to H.P. 1771, L.D. 2484

- B. The holder's signature;
- C. The date of issuance; and
- D. The date of expiration.

A permit to carry concealed firearms may additionally contain a 8 photograph of the permit holder if the issuing authority makes a photograph an integral part of the permit to carry concealed 10 firearms.

 9. Validity of permit throughout State. Permits issued pursuant to this section authorize the person to carry concealed
 firearms throughout the State.

16 10. Permit to be in permit holder's immediate possession. Every permit holder shall have the permit in that person's 18 immediate possession at all times when carrying a concealed firearm and shall display that permit on demand of any law 20 enforcement officer. A person charged with violating this subsection may not be adjudicated as having committed a civil 22 violation if the person produces in court the concealed firearms permit that was valid at the time of the issuance of a summons to court. If the permit holder exhibits the permit to a law 24 enforcement officer designated by the summonsing officer not 26 later than 24 hours before the time set for the court appearance, a complaint may not be issued.'

Further amend the bill by relettering or renumbering any 30 nonconsecutive Part letter or section number to read consecutively. 32

34

36

42

28

A. . .

2

4

6

FISCAL NOTE

This amendment may reduce by minor amounts the insignificant 38 reductions of General Fund revenue and dedicated revenue collected by the Department of Public Safety from permit fees. 40

SUMMARY

44 This amendment, in addition to the provisions of Committee Amendment "A," allows a person who obtains a protective order to 46 obtain a concealed firearms permit as long as that person:

48 1. Is at least 18 years of age;

Page 3-LR3594(10)

## HOUSE AMENDMENT

HOUSE AMENDMENT "G" to COMMITTEE AMENDMENT "A" to H.P. 1771, L.D. 2484

Has not been convicted of a crime that is punishable by
 a year or more imprisonment;

4 3. Has not been convicted of a crime that involved use of a dangerous weapon or firearm against another person; or

4. Is not prohibited from obtaining a concealed firearms
8 permit because the person is the subject of a protective order.

10 The issuing authority is required to make a decision regarding the issue of the permit within 48 hours of receipt of a 12 written application. If the issuing authority fails to make a decision, the application is granted.

14 16 SPONSORED BY 18 (Representat 20 TOWN: Newport

22

6

R. . S.

Page 4-LR3594(10)

