

MAINE STATE LEGISLATURE

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120th MAINE LEGISLATURE

FIRST REGULAR SESSION-2001

Legislative Document

No. 1750

S.P. 574

In Senate, March 27, 2001

**An Act to Authorize the Surrender of Concealed Firearms Permits of
Persons Who are the Subjects of Permanent Protection Orders.**

Reference to the Committee on Criminal Justice suggested and ordered printed.

A handwritten signature in cursive script that reads "Joy J. O'Brien".

JOY J. O'BRIEN
Secretary of the Senate

Presented by Senator KILKELLY of Lincoln.
Cosponsored by Representative COLWELL of Gardiner and
Senator MARTIN of Aroostook, Representatives: HONEY of Boothbay, SAVAGE of
Buxton, USHER of Westbrook.

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

4 **Sec. 1. 19-A MRSA §4007, sub-§1, ¶A-2** is enacted to read:

6 A-2. Ordering the surrender, to the court, of the
8 defendant's concealed firearms permit for the duration of
10 the order. Upon the request of the defendant, within 10
12 days after the expiration of the order, the court shall
14 return to the defendant the concealed firearms weapons
16 permit;

18 **Sec. 2. Application to federal agency.** The Department of Public
20 Safety, Bureau of State Police shall apply to the federal Bureau
22 of Alcohol, Tobacco and Firearms for approval to establish
24 concealed firearms permits issued by the State pursuant to the
26 Maine Revised Statutes, Title 25, chapter 252 as qualifying
28 permits for purposes of bypassing federal background check
30 requirements for firearms transactions.

22 SUMMARY

24 This bill allows the court to order the surrender of a
26 person's concealed firearms permit if the person is subject to a
28 permanent protection order under the Maine Revised Statutes,
30 Title 19-A, section 4007. The surrender may be for the duration
of the order only, and the permit must be returned, at the
person's request, within 10 days after the expiration of the
order.

32 This bill also requires the Department of Public Safety,
34 Bureau of State Police to apply to the Federal Government for
approval to establish state-issued concealed firearms permits as
qualifying permits for purposes of bypassing federal background
check requirements for firearms transactions.