

MAINE STATE LEGISLATURE

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127th MAINE LEGISLATURE

FIRST REGULAR SESSION-2015

Legislative Document

No. 868

S.P. 313

In Senate, March 12, 2015

An Act To Remove Limitations on Reciprocity for Concealed Handguns Permits

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

A handwritten signature in cursive script that reads "Heather J.R. Priest".

HEATHER J.R. PRIEST
Secretary of the Senate

Presented by Senator DAVIS of Piscataquis.
Cosponsored by Representative MASTRACCIO of Sanford and
Senators: BRAKEY of Androscoggin, CYRWAY of Kennebec, DUTREMBLE of York,
LIBBY of Androscoggin, WHITTEMORE of Somerset, Representatives: GILBERT of Jay,
MARTIN of Sinclair, SHAW of Standish.

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

2 **Sec. 1. 25 MRSA §2001-A, sub-§2, ¶F**, as repealed and replaced by PL 2011, c.
3 691, Pt. A, §24, is repealed and the following enacted in its place:

4 F. A handgun carried by a person to whom a valid permit to carry a concealed
5 handgun has been issued by that person's state of residence if that person's state of
6 residence honors a permit to carry a concealed handgun issued under this chapter;

7 **Sec. 2. 25 MRSA §2003, sub-§11**, as amended by PL 2011, c. 298, §7, is further
8 amended to read:

9 **11. Permit to be in permit holder's immediate possession.** Every permit holder,
10 including a nonresident who holds a permit issued by the nonresident's state of residence,
11 shall have the holder's permit in the holder's immediate possession at all times when
12 carrying a concealed handgun and shall display the same on demand of any law
13 enforcement officer. A person charged with violating this subsection may not be
14 adjudicated as having committed a civil violation if that person produces in court the
15 concealed handgun permit that was valid at the time of the issuance of a summons to
16 court or, if the holder exhibits the permit to a law enforcement officer designated by the
17 summoning officer not later than 24 hours before the time set for the court appearance, a
18 complaint may not be issued.

19 **SUMMARY**

20 Current law authorizes the Chief of the State Police to grant reciprocity to a permit to
21 carry a concealed handgun issued from another state if the other state has substantially
22 equivalent or stricter requirements for the issuance of a permit and the other state
23 observes the same rules of reciprocity regarding a person issued a permit under Maine
24 law.

25 This bill removes the authority of the Chief of the State Police to enter into
26 reciprocity agreements and eliminates the required equivalency provisions and simply
27 recognizes a concealed handgun permit issued to a person by that person's state of
28 residence if that person's state of residence honors a permit to carry a concealed handgun
29 issued under Maine law.