

MAINE STATE LEGISLATURE

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128th MAINE LEGISLATURE

FIRST REGULAR SESSION-2017

Legislative Document

No. 1332

H.P. 926

House of Representatives, April 6, 2017

An Act To Prohibit Possession of Black Powder and Muzzle-loading Firearms by Certain Persons

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

A handwritten signature in cursive script that reads "Robert B. Hunt".

ROBERT B. HUNT
Clerk

Presented by Representative HERRICK of Paris.
Cosponsored by Senator CYRWAY of Kennebec and
Representatives: COREY of Windham, DILLINGHAM of Oxford, GERRISH of Lebanon,
LONGSTAFF of Waterville, MAREAN of Hollis, RECKITT of South Portland, WARREN of
Hallowell, Senator: DIAMOND of Cumberland.

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

2 **Sec. 1. 15 MRSA §393, sub-§2**, as amended by PL 2013, c. 424, Pt. A, §5, is
3 further amended to read:

4 **2. Application after 5 years.** A person subject to the provisions of subsection 1,
5 paragraph A-1, subparagraphs 1 to 4 or paragraph C as a result of a conviction or
6 adjudication may, after the expiration of 5 years from the date that the person is finally
7 discharged from the sentences imposed as a result of the conviction or adjudication, apply
8 to the commissioner for a permit to carry a firearm subject to subsection 4. That person
9 may not be issued a permit to carry a concealed handgun pursuant to Title 25, chapter
10 252. A permit issued pursuant to this subsection is valid for 4 years from the date of
11 issue unless sooner revoked for cause by the commissioner. For purposes of this
12 subsection, "firearm" does not include a firearm defined under 18 United States Code,
13 Section 921(3).

14 **SUMMARY**

15 Currently, the only nonconcealed firearm permit that the Commissioner of Public
16 Safety grants to a person convicted of certain crimes, formerly known as felonies, is a
17 permit to possess a black powder weapon, also known as a muzzle-loading firearm. This
18 bill repeals the provisions in law allowing a person convicted of certain crimes that
19 involve the use of a firearm against a person or any other dangerous person to obtain a
20 permit to carry a nonconcealed firearm 5 years after the discharge of the person's sentence
21 through an application process with the commissioner.