

MAINE STATE LEGISLATURE

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SAC
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L.D. 1454

Date: 6/14/21

(Filing No. H- 577)

Majority
CRIMINAL JUSTICE AND PUBLIC SAFETY

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STATE OF MAINE
HOUSE OF REPRESENTATIVES
130TH LEGISLATURE
FIRST SPECIAL SESSION

COMMITTEE AMENDMENT "A" to H.P. 1070, L.D. 1454, "An Act To Prohibit Untraceable and Undetectable Firearms"

Amend the bill in section 2 in §2016 by inserting after subsection 6 the following:

7. Application. The provisions of subsections 2, 4 and 5 do not apply to:

A. A firearm that has been rendered permanently inoperable;

B. An antique firearm as defined in 18 United States Code, Section 921(a)(16) (2015);
or

C. A firearm or unfinished frame or receiver manufactured before October 22, 1968.'

Amend the bill by relettering or renumbering any nonconsecutive Part letter or section number to read consecutively.

SUMMARY

This amendment is the majority report of the committee. This amendment adds to the law prohibiting untraceable firearms that the penalties for manufacture, possession, assembly, importation, sale or transfer of an untraceable firearm, the penalties for importation, sale or transfer of an unfinished frame or receiver and the penalties for possession of an unfinished frame or receiver that is not serialized do not apply to a firearm that has been rendered permanently inoperable, an antique firearm as defined in 18 United States Code, Section 921(a)(16) (2015) or a firearm or unfinished frame or receiver manufactured before October 22, 1968.

FISCAL NOTE REQUIRED
(See attached)

COMMITTEE AMENDMENT



130th MAINE LEGISLATURE

LD 1454

LR 1945(02)

An Act To Prohibit Untraceable and Undetectable Firearms

Fiscal Note for Bill as Amended by Committee Amendment *A(H-577)*
Committee: Criminal Justice and Public Safety
Fiscal Note Required: Yes

Fiscal Note

Potential future biennium cost increase - General Fund

Correctional and Judicial Impact Statements

Establishes new Class C and D crimes; increases correctional and judicial costs.

The additional workload associated with the minimal number of new cases filed in the court system does not require additional funding at this time.

The collection of additional fine and/or fee revenue will increase General Fund and dedicated revenue by minor amounts.

Fiscal Detail and Notes

The bill establishes a new Class C crime for the manufacture, import, sale, or transfer of an undetectable firearm. The establishment of a Class C crime will increase correctional costs in future fiscal years. The amount to which costs increase will depend on the number of individuals convicted and is not available at this time. The current average cost of incarcerating an individual for a single year is \$55,203 in a state correctional facility. The Department of Corrections has not indicated the need for additional funding at this time and no funding is included in the bill.

The bill also establishes several Class D crimes related to untraceable firearms. The establishment of Class D crimes will increase costs for county jails where sentences for Class D crimes are served. The increase in costs will depend on the number of individuals convicted and is not available at this time.