

Chapter 805

(House Bill 294)

AN ACT concerning

Public Safety – Regulated Firearms – Definition of Convicted of a Disqualifying Crime

FOR the purpose of altering a certain definition of “convicted of a disqualifying crime” to include a case in which a person received probation before judgment for assault in the second degree that is a domestically related crime; and generally relating to regulated firearms.

BY repealing and reenacting, with amendments,
Article – Public Safety
Section 5–101(b–1)
Annotated Code of Maryland
(2011 Replacement Volume and 2016 Supplement)

SECTION 1. BE IT ENACTED BY THE GENERAL ASSEMBLY OF MARYLAND,
That the Laws of Maryland read as follows:

Article – Public Safety

5–101.

(b–1) (1) “Convicted of a disqualifying crime” includes:

(i) a case in which a person received probation before judgment for a crime of violence; and

(ii) a case in which a person received probation before judgment in a domestically related crime as defined in § 6–233 of the Criminal Procedure Article.

(2) “Convicted of a disqualifying crime” does not include a case in which a person received a probation before judgment:

(i) for assault in the second degree, **UNLESS THE CRIME WAS A DOMESTICALLY RELATED CRIME AS DEFINED IN § 6–233 OF THE CRIMINAL PROCEDURE ARTICLE**; or

(ii) that was expunged under Title 10, Subtitle 1 of the Criminal Procedure Article.

SECTION 2. AND BE IT FURTHER ENACTED, That this Act shall take effect October 1, 2017.

Enacted under Article II, § 17(c) of the Maryland Constitution, May 27, 2017.