

HOUSE BILL 294

E4

7lr1324
CF SB 224

By: **Delegates Dumais, B. Wilson, Anderson, Atterbeary, Fennell, Hettleman, Kittleman, McComas, Moon, Morhaim, Proctor, Queen, Sanchez, and Tarlau**

Introduced and read first time: January 25, 2017

Assigned to: Judiciary

A BILL ENTITLED

1 AN ACT concerning

2 **Public Safety – Regulated Firearms – Definition of Convicted of a Disqualifying**
3 **Crime**

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

8 BY repealing and reenacting, with amendments,
9 Article – Public Safety
10 Section 5–101(b–1)
11 Annotated Code of Maryland
12 (2011 Replacement Volume and 2016 Supplement)

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

15 **Article – Public Safety**

16 5–101.

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

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

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

EXPLANATION: CAPITALS INDICATE MATTER ADDED TO EXISTING LAW.

[Brackets] indicate matter deleted from existing law.



(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.