

HOUSE BILL 1629

E4

(0lr3739)

ENROLLED BILL

— Judiciary/Judicial Proceedings —

Introduced by **Delegate Clippinger**

Read and Examined by Proofreaders:

Proofreader.

Proofreader.

Sealed with the Great Seal and presented to the Governor, for his approval this

_____ day of _____ at _____ o'clock, _____ M.

Speaker.

CHAPTER _____

1 AN ACT concerning

2 **Office of the Attorney General – Firearm Crime, Injuries, Fatalities, and Crime**
3 **Firearms – Study**

4 FOR the purpose of requiring the Office of the Attorney General to study and identify
5 certain information relating to certain firearm crimes, injuries, fatalities, and crime
6 firearms; requiring all State and local law enforcement agencies and other
7 governmental units to provide the Office of the Attorney General with certain
8 information; requiring the Office of the Attorney General to report certain findings
9 and conclusions to the Governor and the General Assembly on or before certain
10 dates; defining a certain ~~term~~ terms; providing for the termination of this Act; and
11 generally relating to crimes involving firearms, injuries and fatalities caused by
12 firearms, and crime firearms.

13 SECTION 1. BE IT ENACTED BY THE GENERAL ASSEMBLY OF MARYLAND,
14 That:

EXPLANATION: CAPITALS INDICATE MATTER ADDED TO EXISTING LAW.

[Brackets] indicate matter deleted from existing law.

Underlining indicates amendments to bill.

~~Strike out~~ indicates matter stricken from the bill by amendment or deleted from the law by amendment.

Italics indicate opposite chamber/conference committee amendments.



(a) (1) In this section, the following words have the meanings indicated.

(2) “Crime firearm” means a firearm that is:

(i) used in the commission of a crime of violence, as defined in § 5–101 of the Public Safety Article; or

(ii) recovered by law enforcement in connection with illegal firearm possession, transportation, or transfer.

(3) ~~“firearm~~ Firearm crime” means a crime of violence, as defined in § 5–101 of the Public Safety Article, involving the use of a firearm.

(4) “Firearm injury and fatality” means an injury or fatality caused by a firearm.

(b) The Office of the Attorney General shall:

(1) study information regarding firearm crimes committed in the State since August 1, 2015, including:

(i) the number and types of firearm crimes;

(ii) the jurisdictions where the firearm crimes occurred; and

(iii) 9–1–1 requests for emergency assistance involving firearm crimes; ~~and~~

(2) identify, for each 9–1–1 request for emergency assistance involving a firearm crime:

(i) the jurisdiction;

(ii) whether any arrests were made and, if so, the age of each individual arrested;

(iii) whether any charges were filed and, if so, the specific crimes charged, disposition of each charge, and the age of each individual charged; and

(iv) the type of firearm recovered and whether the firearm had a serial number;

(3) study information regarding firearm injuries and fatalities occurring in the State since July 1, 2020, including:

(i) whether persons injured or killed were minors or adults;

(ii) the jurisdiction where the injuries or fatalities occurred; and

(iii) whether the injuries or fatalities occurred as a result of suicides, accidents, or homicides; and

(4) with regard to crime firearms:

(i) study information regarding crime firearms in the State, including:

1. the number and types of crime firearms;

2. the sources of the crime firearms, including the importer, dealer, and first purchaser for all recovered crime firearms; and

3. the jurisdictions where crime firearms were recovered;

(ii) report the crimes committed with crime firearms by jurisdiction, including:

1. the number of charges and convictions for:

A. crimes of violence;

B. illegal transfers;

C. illegal possession;

D. illegal transportation; and

E. straw purchases; and

2. the number and types of criminal charges associated with a crime firearm;

(iii) compile all available information and data regarding the source of crime firearms, including:

1. for out-of-state crime firearms:

A. the country, state, or city of origin; and

B. the location in the State where the crime firearm was recovered;

2. for in-State crime firearms:

1 A. the jurisdiction of origin; and

2 B. the location where the crime firearm was recovered;

3 3. information on the top 10 dealers of crime firearms in the
4 State, including:

5 A. names;

6 B. locations; and

7 C. the dates and outcomes of audits conducted by the
8 Maryland State Police of the dealers; and

9 4. the 10 states where the most crime firearms recovered in
10 the State originated, including a comparison of the other states' firearm laws regarding:

11 A. licensing;

12 B. background checks;

13 C. waiting periods;

14 D. straw purchases; and

15 E. concealed carry laws;

16 (iv) collect information on the length of time between the origination
17 and recovery of a crime firearm; and

18 (v) gather information regarding whether the individuals found in
19 possession of crime firearms were previously prohibited from possessing a firearm.

20 (c) All State and local law enforcement agencies and other governmental units
21 shall provide the Office of the Attorney General with any and all information necessary to
22 complete the study.

23 (d) (1) On or before December 1, 2020, the Office of the Attorney General shall
24 report its findings and conclusions with regard to firearm crimes committed, firearm
25 injuries and fatalities occurring, and crime firearms recovered from August 1, 2015, through
26 July 31, 2019, to the Governor and, in accordance with § 2-1257 of the State Government
27 Article, the General Assembly.

28 (2) On or before December 1, 2021, the Office of the Attorney General shall
29 report its findings and conclusions with regard to firearm crimes committed, firearm
30 injuries and fatalities occurring, and crime firearms recovered from August 1, 2019, through

1 July 31, 2020, to the Governor and, in accordance with § 2-1257 of the State Government
2 Article, the General Assembly.

3 (3) On or before December 1, 2022, the Office of the Attorney General shall
4 report its findings and conclusions with regard to firearm crimes committed, firearm
5 injuries and fatalities occurring, and crime firearms recovered from August 1, ~~2019~~ 2020,
6 through July 31, 2021, to the Governor and, in accordance with § 2-1257 of the State
7 Government Article, the General Assembly.

8 SECTION 2. AND BE IT FURTHER ENACTED, That this Act shall take effect June
9 1, 2020. It shall remain effective for a period of 2 years and 7 months and, at the end of
10 December 31, 2022, this Act, with no further action required by the General Assembly, shall
11 be abrogated and of no further force and effect.

Approved:

Governor.

Speaker of the House of Delegates.

President of the Senate.