

title "Licenses," subtitle "Private Detectives;" to exclude handguns from the provisions of Section 36 of Article 27; to amend the penalties for carrying a handgun on public school property; to make unlawful, generally regulate, and provide penalties for the wearing, carrying, or transporting of handguns; TO MAKE UNLAWFUL THE WEARING, CARRYING, OR TRANSPORTING OF HANDGUNS BY A PERSON WITH A PERMIT WHILE HE IS IN AN INTOXICATED CONDITION UNDER THE INFLUENCE OF ALCOHOL OR DRUGS AND TO PROVIDE PENALTIES THEREFOR; to make the use of a handgun in the commission of a felony or crime of violence a misdemeanor and to provide penalties therefor; to allow law enforcement officers to conduct searches for handguns under certain circumstances; to allow law enforcement officers to arrest persons for violating Section 36B of said article pursuant to the provisions of Section 594B(e) of Article 27; to repeal provisions for the issuance of permits to private detectives to carry concealed weapons; TO CORRECT CERTAIN OBSOLETE LANGUAGE AND REFERENCES; TO PROVIDE FOR SEIZURES, FORFEITURES AND PROCEDURES RELATING THERETO; and relating generally to the regulation of handguns.

SECTION 1. *Be it enacted by the General Assembly of Maryland,* That Section 36 of Article 27 of the Annotated Code of Maryland (1971 Replacement Volume), title "Crimes and Punishments," subtitle "I. Crimes and Punishments," subheading "Concealed Weapons," be and it is hereby repealed and re-enacted, with amendments, to read as follows:

36.

(a) Every person who shall wear or carry any [pistol,] dirk knife, bowie knife, switchblade knife, sandclub, metal knuckles, razor, or any other dangerous or deadly weapon of any kind, whatsoever (penknives without switchblade *and handguns*, excepted) concealed upon or about his person, and every person who shall wear or carry any such weapon openly with the intent or purpose of injuring any person in any unlawful manner, shall be guilty of a misdemeanor, and upon conviction thereof, shall be fined not more than one thousand (\$1,000.00) dollars or be imprisoned in jail, or sentenced to the Maryland Department of Correction for not more than three years; and in case of conviction, if it shall appear from the evidence that such weapon was carried, concealed as aforesaid or openly, with the deliberate purpose of injuring the person or destroying the life of another, the court [ , or justice of the peace, presiding in the case,] shall impose the highest sentence of imprisonment hereinbefore prescribed. In Cecil, Anne Arundel, Talbot, Harford, Caroline, Prince George's, Montgomery, Washington, Worcester and Kent counties it shall also be unlawful and a misdemeanor, punishable as above set forth, for any minor to carry any dangerous or deadly weapon, *other than a handgun*, between one hour after sunset and one hour before sunrise, whether concealed or not, except while on a bona fide hunting trip, or except while engaged in or on the way to or returning from a bona fide trap shoot, sport shooting event, or any organized civic or military activity.