

Error: Extraneous comma in Article 26A, § 12(e).

Occurred: Ch. 250, Acts of 1988.

Article 27 - Crimes and Punishments

36B.

(d) Any person who shall use a handgun or an antique firearm capable of being concealed on the person in the commission of any felony or any crime of violence as defined in § 441 of this [article,] ARTICLE shall be guilty of a separate misdemeanor and on conviction thereof shall, in addition to any other sentence imposed by virtue of commission of said felony or misdemeanor:

(1) For a first offense, be sentenced to the Maryland Division of Correction for a term of not less than 5 nor more than 20 years, and:

(i) It is mandatory upon the court to impose no less than the minimum sentence of 5 years; and

(ii) Except as otherwise provided in Article 31B, § 11 of the Code, the person is not eligible for parole in less than 5 years; and

(2) For a second or subsequent offense, be sentenced to the Maryland Division of Correction for a term of not less than 5 nor more than 20 years, and it is mandatory upon the court to impose no less than a minimum consecutive sentence of 5 years which shall be served consecutively and not concurrently to any other sentence imposed by virtue of the commission of said felony or misdemeanor.

DRAFTER'S NOTE:

Error: Extraneous comma in Article 27, § 36B(d).

Occurred: Ch. 13, Acts of 1972. Correction by the Michie Company in the 1988 Supplement to the 1987 Replacement Volume of Volume 3A of the Annotated Code of Maryland is validated by this Act.

36F.

(h) "Handgun roster" means the roster of permitted handguns compiled by the Board under [§ 36-I] § 36J of this article.

DRAFTER'S NOTE: