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JUDICIARY

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STATE OF MAINE HOUSE OF REPRESENTATIVES 132ND LEGISLATURE FIRST SPECIAL SESSION

COMMITTEE AMENDMENT “ ” to H.P. 678, L.D. 1049, “An Act to Eliminate the Duty to Inform a Law Enforcement Officer When Carrying a Concealed Handgun Without a Permit”

Amend the bill by striking out the title and substituting the following:

'An Act to Require a Person to Inform a Law Enforcement Officer upon Request When Carrying a Concealed Handgun Without a Permit'

Amend the bill by striking out everything after the enacting clause and inserting the following:

'Sec. 1. 25 MRSA §2003-A, as enacted by PL 2015, c. 327, §4, is amended to read:

§2003-A. Duty to inform law enforcement upon request

When an individual who is carrying a concealed handgun pursuant to the authority of this chapter ~~and who does not have a valid permit to carry a concealed handgun that has been issued as provided in this chapter~~ first comes into contact with any law enforcement officer of this State or its political subdivisions or a federal law enforcement officer during the course of any arrest, detainment or routine traffic stop, that individual shall, upon request of the law enforcement officer, immediately inform that law enforcement officer of the fact that the individual is carrying a concealed handgun.

Sec. 2. 25 MRSA §2004, sub-§5, as enacted by PL 2015, c. 327, §5, is amended to read:

5. Failure to inform law enforcement upon request. A person who fails to comply with section 2003-A commits a civil violation for which a fine of not more than \$100 \$250 may be adjudged.'

Amend the bill by relettering or renumbering any nonconsecutive Part letter or section number to read consecutively.

SUMMARY

This amendment, which is the minority report of the committee, replaces the bill and changes the title. The amendment requires a person who is lawfully carrying a concealed handgun to immediately inform a law enforcement officer of that fact upon request of that law enforcement officer. The amendment also increases the fine from \$100 to \$250 for a failure to inform a law enforcement officer upon request of the fact that a person is lawfully carrying a concealed handgun.

FISCAL NOTE REQUIRED

(See attached)