

Date:

(Filing No. H- )

**JUDICIARY**

Reproduced and distributed under the direction of the Clerk of the House.

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

COMMITTEE AMENDMENT “ ” to H.P. 728, L.D. 1109, “An Act to Reduce Gun Violence Casualties in Maine by Prohibiting the Possession of Large-capacity Ammunition Feeding Devices”

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

**'An Act to Reduce Gun Violence Casualties in Maine by Prohibiting the Trafficking of Large-capacity Ammunition Feeding Devices'**

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

**'Sec. 1. 17-A MRSA §1060** is enacted to read:

**§1060. Large-capacity ammunition feeding devices**

**1. As used in this section, unless the context otherwise indicates, the following terms have the following meanings.**

**A. "Federally licensed firearm dealer" means a person or firm that is licensed or is required to be licensed as a dealer under 18 United States Code, Section 923(a).**

**B. "Large-capacity ammunition feeding device" means a magazine, belt, drum, box, tube, feed strip or similar device that has a capacity of, or that can be readily restored or converted to accept, more than 20 rounds of ammunition.**

**2. A person is guilty of trafficking of a large-capacity ammunition feeding device if that person intentionally or knowingly manufactures, imports, purchases, trafficks in, sells, offers to transfer or transfers ownership of a large-capacity ammunition feeding device.**

**3. A person who violates subsection 2 commits a Class D crime.**

**4. This section does not apply to:**

**A. An active duty member of the Armed Forces of the United States or the National Guard who is authorized to possess and carry a large-capacity ammunition feeding device;**

B. An employed federal or state law enforcement officer who, whether on or off duty, is authorized to possess and carry a large-capacity ammunition feeding device;

C. A large-capacity ammunition feeding device that is manufactured or sold solely for use with a firearm that is determined to be a curio or relic, or antique, as those terms are defined in 27 Code of Federal Regulations, Section 478.11; or

D. A federally licensed firearm dealer temporarily transporting a large-capacity ammunition feeding device through the State to be sold or transferred to a person outside of the State.'

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

## SUMMARY

This amendment changes the title of the bill and provides that the culpable state of mind required for someone to be guilty of trafficking of a large-capacity ammunition feeding device is intentionally or knowingly. The amendment also clarifies that a device is a large-capacity ammunition feeding device if it accepts more than 20 rounds of ammunition. Finally, the amendment removes references to disposal or modification of a lawfully possessed large-capacity ammunition feeding device.

**FISCAL NOTE REQUIRED**

**(See attached)**