



Legislation Details (With Text)

File #: 19-0443 **Version:** 1 **Name:** Gun Offender Registration - Additional Violations
Type: Ordinance **Status:** Enacted
File created: 9/9/2019 **In control:** City Council
On agenda: **Final action:** 1/23/2020
Enactment date: **Enactment #:** 20-339

Title: Gun Offender Registration - Additional Violations
For the purpose of amending the definition of "gun offender" to add certain criminal violations for which a conviction would require an individual to register with the Baltimore City Police Commissioner; and conforming, correcting, and clarifying related provisions.

Sponsors:

Indexes: Gun Offender Registration, Violation

Code sections:

Attachments: 1. 19-0443~1st Reader, 2. Law 19-0443, 3. MOCJ 19-0443, 4. BPD 19-0443, 5. 2nd Reader Committee Amendments 19-0443, 6. 19-0443~3rd Reader, 7. 19-0443 Complete Bill File

| Date | Ver. | Action By | Action | Result |
|------------|------|-------------------------|---|--------|
| 1/27/2020 | 1 | Mayor | Signed by Mayor | |
| 12/5/2019 | 1 | City Council | Approved and Sent to the Mayor | |
| 12/2/2019 | 1 | City Council | 3rd Reader, for final passage | |
| 12/2/2019 | 1 | Public Safety Committee | Recommended Favorably with Amendment | |
| 11/19/2019 | 0 | Public Safety Committee | Recommended Favorably with Amendment | Pass |
| 10/7/2019 | 0 | Public Safety Committee | Scheduled for a Public Hearing | |
| 9/12/2019 | 0 | The City Council | Refer to Mayor's Office of Criminal Justice | |
| 9/12/2019 | 0 | The City Council | Refer to States' Attorney's Office | |
| 9/12/2019 | 0 | The City Council | Refer to City Solicitor | |
| 9/12/2019 | 0 | The City Council | Refer to Police Department | |
| 9/9/2019 | 0 | City Council | Assigned | |
| 9/9/2019 | 0 | City Council | Introduced | |

Explanation: Capitals indicate matter added to existing law.
[Brackets] indicate matter deleted from existing law.

*** Warning:** This is an unofficial, introductory copy of the bill.
The official copy considered by the City Council is the first reader copy.

Introductory*

City of Baltimore Council Bill

Introduced by: President Scott

A Bill Entitled

An Ordinance concerning

Gun Offender Registration - Additional Violations

For the purpose of amending the definition of “gun offender” to add certain criminal violations for which a conviction would require an individual to register with the Baltimore City Police Commissioner; and conforming, correcting, and clarifying related provisions.

By repealing and re-ordaining, with amendments

Article 19 - Police Ordinances

Section(s) 60-1(e)

Baltimore City Code

(Edition 2000)

Section 1. Be it ordained by the Mayor and City Council of Baltimore, That the Laws of Baltimore City read as follows:

Baltimore City Code

Article 19. Police Ordinances

Subtitle 60. Gun Offender Registration

§ 60-1. Definitions.

(e) *Gun offense.*

“Gun offense” means:

(1) a violation of any of the following sections of the State Criminal Law Article:

- (i) § 4-203 {Wearing, carrying, or transporting a handgun};
- (ii) § 4-204 {Use of a handgun or antique firearm in commission of a crime};
- (iii) § 4-303 {Assault [pistols] weapons - Prohibited};
- (iv) § 4-305 {Detachable magazines - Prohibited};
- (v) § 4-305.1 {Rapid fire trigger activators - Prohibited};
- (vi) [(iv)] § 4-404 {Use of a machine gun in a crime of violence};
- (vii) [(v)] § 4-405 {Use of a machine gun for an aggressive purpose};
- (viii) [(vi)] § 5-621 {Crimes involving controlled dangerous substances and paraphernalia - Use of a weapon as separate crime}; or
- (ix) [(vii)] § 5-622 {Firearm crimes};

(2) a violation of any of the following sections of the State Public Safety Article:

- (i) § 5-106 {License required to engage in the business of selling, renting, or transferring regulated firearms};
 - (ii) § 5-123 {Dealer - Sale, rent, or transfer of a regulated firearm prior to the expiration of 7-day waiting period};
 - (iii) § 5-124(a) {Non-dealer - Sale, rent, or transfer of a regulated firearm prior to the expiration of 7-day waiting period};
 - (iv) § 5-125(b) {Sale, rent, or transfer of a regulated firearm to a firearm applicant whose firearm application is placed on hold};
 - (v) § 5-132(c)(1) {Dealer - sale, offer for sale, rent, or transfer a handgun manufactured on or before December 31, 2002, without an external safety lock};
 - (vi) [(i)] § 5-133(b) {Possession of a regulated firearm prohibited};
 - (vii) [(ii)] § 5-133(c) {Restrictions on possession of regulated firearms - Penalty for possession by a person convicted of crime of violence};
 - (viii) [(iii)] § 5-133(d) {Possession of regulated firearms by a person under age of 21 years prohibited};
 - (ix) § 5-134 {Sale, rent, or transfer of a regulated firearm to a restricted individual};
 - (x) § 5-136 {Straw purchase of a regulated firearm};
 - (xi) [(iv)] § 5-138 {Sale, transfer, or disposal of a stolen regulated firearm prohibited};
 - (xii) [(v)] § 5-140 {Transporting a regulated firearm for unlawful sale or trafficking};
 - (xiii) § 5-141 {Knowing participation in straw purchase};
 - (xiv) [(vi)] § 5-142 {Removal or alteration of identification mark or number on firearm};
 - (xv) § 5-144 {Knowing participation in any violation of Title 1, Subtitle 5 of the State Public Safety Article}
 - (xvi) [(vii)] § 5-203 {Possession of a short-barreled rifle or short-barreled shotgun};
 - (xvii) [(viii)] § 5-205 {Possession of a rifle or shotgun by a person with mental disorder};
or
 - (xviii) [(ix)] § 5-406 {Manufacture or sale of handguns}; or
- (3) a violation of any of the following sections of this City Code Article 19 {"Police Ordinances"}:
- (i) § 59-1 {Carrying long-barrel firearms}; or
 - (ii) § 59-2 {Discharging firearms}.

Section 2. And be it further ordained, That the catchlines contained in this Ordinance are not law and may not be considered to have been enacted as a part of this or any prior Ordinance.

Section 3. And be it further ordained, That this Ordinance takes effect on the 30th day after the date it is

enacted.