	L.D. 22
Date:	(Filing No. S-)
	CRIMINAL JUSTICE AND PUBLIC SAFETY
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	STATE OF MAINE
	SENATE
	131ST LEGISLATURE
	FIRST SPECIAL SESSION
	DMMITTEE AMENDMENT " " to S.P. 14, L.D. 22, "An Act to Impede the er of Firearms to Prohibited Persons"
Aı follow	mend the bill by striking out everything after the enacting clause and inserting the ing:
'Se	ec. 1. 15 MRSA §394 is enacted to read:
<u>§394.</u>	Prohibited sale or transfer of firearms to certain persons
	Definitions. As used in this section, unless the context otherwise indicates, the ing terms have the following meanings.
<u>A.</u>	"Antique firearm" means any of the following:
	(1) A firearm manufactured in or before 1898, including a firearm with a matchlock, flintlock, percussion cap or similar type of ignition system;
	(2) A replica of a firearm described in subparagraph (1), if that replica:
	(a) Is not designed or redesigned for using rimfire or conventional centerfire fixed ammunition; or
	(b) Uses rimfire or conventional centerfire fixed ammunition that is no longer manufactured in the United States and that is not readily available in the ordinary channels of commercial trade; or
	(3) A muzzle-loading firearm, as defined in Title 12, section 10001, subsection 42.
rea	antique firearm" does not include a firearm or a muzzle-loading firearm that can be adily converted to fire fixed ammunition by replacing the barrel, bolt, breechblock any combination of the barrel, bolt or breechblock.
	"Firearm" has the same meaning as in Title 17-A, section 2, subsection 12-A.
<u>C.</u>	"Sell" has the same meaning as in Title 17-A, section 554-A, subsection 1, ragraph C.

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1	D. "Transfer" has the same meaning as in Title 17-A, section 554-A, subsection 1,
2	paragraph A.
3	2. Sale or transfer prohibited. A person may not knowingly or intentionally sell or
4	transfer a firearm to a person who is prohibited from owning, possessing or having under
5	that person's control a firearm pursuant to section 393 and who does not have a permit
6	issued under section 393. This subsection does not apply to the sale or transfer of an antique
7	<u>firearm.</u>
8	Violation of this subsection is a Class D crime.'
9	Amend the bill by relettering or renumbering any nonconsecutive Part letter or section
10	number to read consecutively.
11	SUMMARY
12	This amendment, which is the minority report of the committee, replaces the bill. The
13	amendment excludes the sale or transfer of an antique firearm from the crime prohibiting
14	the sale or transfer of firearms to certain persons. It also adds a definition of "antique
15	firearms."
16	FISCAL NOTE REQUIRED
17	(See attached)