

SB0727/188273/1

BY: Judicial Proceedings Committee

AMENDMENTS TO SENATE BILL 727
(First Reading File Bill)

AMENDMENT NO. 1

On page 1, in line 2, strike “Transfer” and substitute “Notification”; in line 3, after “requiring” insert “a State’s Attorney to notify the court at a certain time that a conviction prohibits a person from possessing a certain firearm under certain provisions of law; requiring”; and strike beginning with “requiring” in line 5 down through “circumstances;” in line 15 and substitute “providing that the failure to receive a certain notification is not grounds for certain relief or a defense for certain criminal violations;”.

On pages 1 and 2, strike in their entirety the lines beginning with line 22 on page 1 through line 5 on page 2, inclusive.

On page 2, strike in their entirety lines 12 and 13.

AMENDMENT NO. 2

On page 2, in line 14, after “(B)” insert “(1)”; in the same line, strike “THE” and substitute “BEFORE A DEFENDANT IS SENTENCED, THE STATE’S ATTORNEY SHALL NOTIFY THE COURT IF THE DEFENDANT HAS BEEN CONVICTED OF A DISQUALIFYING CRIME.”

(2) ON RECEIVING NOTICE FROM THE STATE’S ATTORNEY UNDER PARAGRAPH (1) OF THIS SUBSECTION, THE;

in line 15, strike “EITHER” and substitute “BOTH”; in the same line, strike “OR” and substitute “AND”; and in lines 17 and 19, strike “(1)” and “(2)”, respectively, and substitute “(I)” and “(II)”, respectively.

AMENDMENT NO. 3

(Over)

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On page 2, strike beginning with “(1)” in line 21 down through “POSSESSION” in line 26 and substitute “FAILURE OF A DEFENDANT TO RECEIVE NOTICE IN ACCORDANCE WITH THIS SECTION IS NOT:

(1) GROUND FOR APPEAL OR ANY POST CONVICTION RELIEF; OR

(2) A DEFENSE IN A PROSECUTION FOR A VIOLATION OF § 5-133 OR § 5-205 OF THE PUBLIC SAFETY ARTICLE”.

On pages 2 through 5, strike in their entirety the lines beginning with line 27 on page 2 through line 8 on page 5, inclusive.