

(3) If the licensee has willfully manufactured, offered to sell, or sold a handgun not on the handgun roster in violation of § 36-I of this article.

(i) No person shall engage in the business of selling pistols or revolvers whose pistol and revolver dealer's license has been revoked, unless such revocation has been subsequently withdrawn by the [Superintendent] SECRETARY of the [Maryland] State Police [and/or his] OR THE SECRETARY'S duly authorized agent or agents or overruled by the action of the courts pursuant to subsection (j) below.

(j) Any prospective dealer aggrieved by the action of the DEPARTMENT OF State Police may request a hearing within thirty (30) days from the date when written notice was forwarded to such aggrieved person by writing to the [Superintendent] SECRETARY of THE State Police, who shall grant the hearing within fifteen days of said request. Said hearing and subsequent proceedings of judicial review, if any, thereupon following shall be conducted in accordance with the provisions of the Administrative Procedure Act. A suspension or revocation shall not take effect while an appeal is pending.

(l) The [Superintendent] SECRETARY of the [Maryland] State Police shall adopt regulations to implement the inclusion of an assault weapon, as defined under § 481E of this article, within the license, sales, and transfer requirements under this section.

DRAFTER'S NOTE:

Subsections (a), (b)(3) and (4), (e) through (j), and (l) of this section are amended to reflect the establishment of the Department of State Police as a principal department of State government by Chs. 165 and 166, Acts of 1994, to reflect the status of the head of the Department as a Secretary of a principal department of State government, to make stylistic changes, and to delete surplus language.

443A.

(a) (4) ["Superintendent"] "SECRETARY" means the [Superintendent] SECRETARY of the [Maryland] State Police or the [Superintendent's] SECRETARY'S designee.

(b) (1) (i) A person who displays a regulated firearm for sale or transfer from a table or fixed display at a gun show shall first obtain a temporary transfer permit from the [Superintendent] SECRETARY.

(vi) The application for a temporary transfer permit shall contain any information that is necessary for the [Superintendent] SECRETARY to conduct a computer background investigation.

(2) (i) The [Superintendent] SECRETARY shall conduct an investigation to determine the truth or falsity of the information supplied, and the statements made in the application for a temporary transfer permit.

(ii) If there is no reason to disapprove the application for a temporary transfer permit, the [Superintendent] SECRETARY shall issue the permit within 7 days of the date of application.