

(H) ~~HAS A REASONABLE NEED FOR SUCH PROTECTION UNDER THE INDIVIDUAL'S CIRCUMSTANCES.~~

(3) ~~THE SECRETARY SHALL ADOPT A PROCEDURE TO PROVIDE EMERGENCY APPROVAL FOR AN INDIVIDUAL WHO IS IN IMMEDIATE NEED TO USE BULLETPROOF BODY ARMOR.~~

(4) ~~IN MAKING THE DETERMINATION TO ISSUE A PERMIT TO POSSESS, PURCHASE, AND OWN BULLETPROOF BODY ARMOR, THE SECRETARY SHALL CONSIDER THE FOLLOWING:~~

- (I) ~~THE PERSON'S CONTINUED EMPLOYMENT, IF APPROPRIATE;~~
- (II) ~~THE INTEREST OF JUSTICE;~~
- (III) ~~ANY RELEVANT EVIDENCE; AND~~
- (IV) ~~THE TOTALITY OF THE CIRCUMSTANCES.~~

(5) ~~THE SECRETARY SHALL ADOPT REGULATIONS TO EXECUTE THE PROVISIONS OF THIS SECTION.~~

(6) ~~THE SECRETARY MAY, FOR ANY PERMIT ISSUED UNDER THIS SECTION, LIMIT THE GEOGRAPHIC AREA, CIRCUMSTANCES, OR TIMES DURING THE DAY, WEEK, MONTH, OR YEAR IN OR DURING WHICH THE PERMIT IS EFFECTIVE.~~

(7) ~~THE SECRETARY SHALL REQUIRE, AS A CONDITION OF GRANTING A PERMIT UNDER SUBSECTION (D) OF THIS SECTION, THAT THE PETITIONER FOR BULLETPROOF BODY ARMOR AGREE TO MAINTAIN ON HIS OR HER PERSON A CERTIFIED COPY OF THE PERMIT TO POSSESS AND USE BODY ARMOR, INCLUDING ANY CONDITIONS OR LIMITATIONS.~~

(8) ~~THE SECRETARY MAY REVOKE ANY PERMIT ISSUED AT ANY TIME UPON A FINDING THAT:~~

- (I) ~~THE HOLDER NO LONGER SATISFIES THE QUALIFICATIONS SET FORTH IN SUBSECTION (C) OF THIS SECTION; OR~~
- (II) ~~THE PERMIT HAS EXPIRED.~~

27B.

(A) (1) A PERSON MAY NOT WEAR BULLETPROOF BODY ARMOR IN THE COMMISSION OF A CRIME OF VIOLENCE.

(2) DURING AND IN RELATION TO A DRUG TRAFFICKING CRIME, A PERSON MAY NOT WEAR OR POSSESS BULLETPROOF BODY ARMOR.

~~[(b)] (E) (B) Any person who wears bulletproof body armor in the commission of a crime of violence~~ A PERSON WHO VIOLATES THIS SECTION is guilty of a separate ~~[misdemeanor]~~ FELONY and on conviction, in addition to any other sentence imposed by virtue of commission of the crime of violence OR DRUG TRAFFICKING CRIME, is subject to a fine of not more than ~~[\$5,000]~~ \$10,000 or imprisonment for not more than ~~[5]~~ 10 years or both.