

REVISOR'S NOTE: This section is new language derived without substantive change from former Art. 27, § 442(k)(1), (3), and except as it related to judicial review, (2).

In subsections (a)(1) and (c) of this section, the defined term "firearm applicant" is substituted for the former term "aggrieved person" for clarity and consistency.

In subsection (a)(1) of this section, the defined term "Secretary" is substituted for the former term "State Police" because the Secretary has the duty to decide applications under this subtitle.

In subsection (b) of this section, the reference to "Title 10, Subtitle 2 of the State Government Article" is substituted for the former reference to "the Administrative Procedure Act" to state explicitly the law governing review of the Secretary's decisions.

Defined terms: "County" § 1-101
 "Firearm applicant" § 5-101
 "Secretary" § 5-101

5-127. JUDICIAL REVIEW.

ANY SUBSEQUENT JUDICIAL REVIEW SHALL BE HELD IN ACCORDANCE WITH TITLE 10, SUBTITLE 2 OF THE STATE GOVERNMENT ARTICLE.

REVISOR'S NOTE: This section is new language derived without substantive change from former Art. 27, § 442(k)(2), as it related to judicial review.

The reference to "Title 10, Subtitle 2 of the State Government Article" is substituted for the former reference to "the Administrative Procedure Act" to state explicitly the law governing judicial review.

5-128. PURCHASES WITHIN 30 DAYS — IN GENERAL.

(A) SCOPE OF SUBSECTION.

SUBSECTION (B) OF THIS SECTION DOES NOT APPLY TO:

- (1) A LAW ENFORCEMENT AGENCY;
- (2) AN AGENCY AUTHORIZED TO PERFORM LAW ENFORCEMENT DUTIES;
- (3) A STATE OR LOCAL CORRECTIONAL FACILITY;
- (4) A PRIVATE SECURITY COMPANY LICENSED TO DO BUSINESS IN THE STATE;
- (5) THE PURCHASE OF AN ANTIQUE FIREARM;
- (6) A PURCHASE BY A LICENSEE;
- (7) THE EXCHANGE OR REPLACEMENT OF A REGULATED FIREARM BY A SELLER FOR A REGULATED FIREARM PURCHASED FROM THE SELLER BY THE SAME