

5-313. FAILURE TO RETURN REVOKED PERMIT.

(A) PROHIBITED.

A PERSON MAY NOT FAIL TO RETURN A REVOKED PERMIT.

(B) PENALTY.

A PERSON WHO VIOLATES THIS SECTION IS GUILTY OF A MISDEMEANOR AND ON CONVICTION IS SUBJECT TO IMPRISONMENT NOT EXCEEDING 1 YEAR OR A FINE OF NOT LESS THAN \$100 OR EXCEEDING \$1,000 OR BOTH.

REVISOR'S NOTE: This section is new language derived without substantive change from the third sentence of former Art. 27, § 36E(g).

In subsection (a) of this section, the former phrase "in violation of this subtitle" is deleted as implicit.

The Public Safety Article Review Committee notes, for the consideration of the General Assembly, that in subsection (b) of this section it is not clear whether the reference to a "fine of not less than \$100" is subject to reduction under CR § 14-102 or is a true minimum penalty. The General Assembly may wish to clarify this matter in substantive legislation.

Defined terms: "Permit" § 5-301

"Person" § 1-101

5-314. CARRYING, WEARING, OR TRANSPORTING HANDGUN WHILE UNDER INFLUENCE OF ALCOHOL OR DRUGS.

(A) PROHIBITED.

A PERSON WHO HOLDS A PERMIT MAY NOT WEAR, CARRY, OR TRANSPORT A HANDGUN WHILE THE PERSON IS UNDER THE INFLUENCE OF ALCOHOL OR DRUGS.

(B) PENALTY.

A PERSON WHO VIOLATES THIS SECTION IS GUILTY OF A MISDEMEANOR AND ON CONVICTION IS SUBJECT TO IMPRISONMENT NOT EXCEEDING 1 YEAR OR A FINE NOT EXCEEDING \$1,000 OR BOTH.

REVISOR'S NOTE: This section is new language derived without substantive change from former CR § 4-207.

In subsection (a) of this section, the reference to a person "who holds a permit" is substituted for the former reference to a person "to whom a permit has been issued or whose permit has been renewed under Article 27, § 36E of the Code" for clarity. Former Art. 27, § 36E is revised in this subtitle.

Defined terms: "Handgun" § 5-301

"Permit" § 5-301

"Person" § 1-101