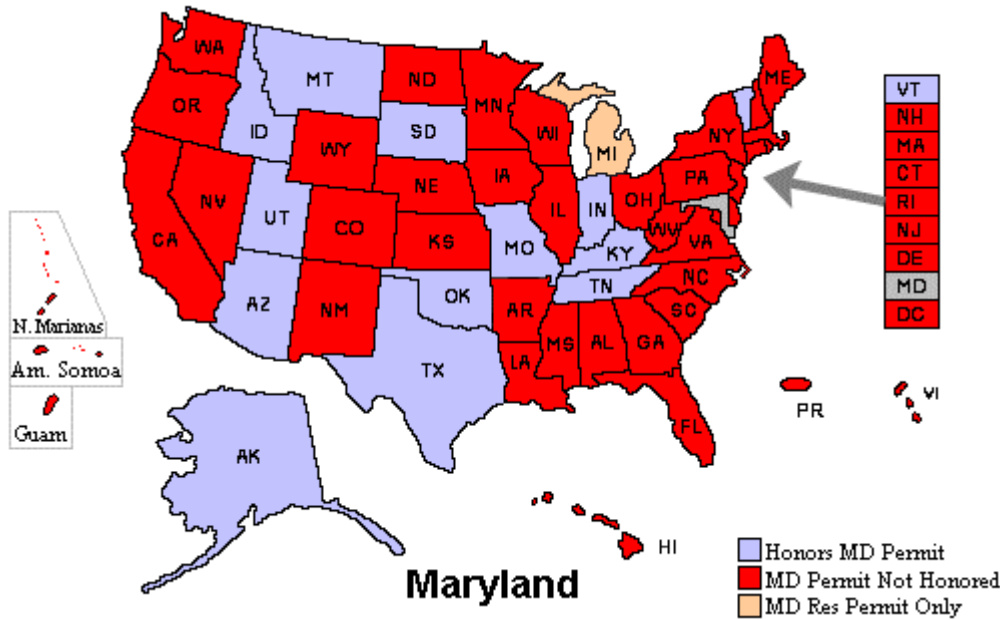


# Maryland

May Issue

Must Inform Officer: **NO**



## Links

[State CCW Site](#)

State CCW Pamphlet

[CCW Application/Instructions](#)

[State FAQ Site](#)

[State Statutes](#)

[State Admin Rules](#)

State Reciprocity Info

[State Attorney General](#)

[Secretary of State](#)

Last Updated: 1/28/10

## Permits/Licenses This State Honors

Maryland does not honor any other state Permit/Licenses.

### Note: From the Maryland State Police FAQ's

**Q.** Are out of state handgun permits valid in Maryland?

**A.** No. The only exception is to armored car drivers who possess valid permits from other states, who are On Duty in Maryland.

## How to Apply for A Permit

**Note:** There are no direct links to some pages on the Maryland State Police website. Look in the left column of their main page for firearms. The process is very difficult. What is listed below is just a start. Check out the Maryland State Police web site for a more detailed explanation of the process.

### (1) Application For An Original Handgun Permit:

**Attention:** *submission of this application does not permit you to wear, carry or transport a handgun. Before you may carry a handgun, you must possess a valid handgun permit and keep it on your person while carrying a handgun.*

- One (1) completed application, having pages 7 and 13 notarized.
- Two (2) 1½" x 1½" head and shoulder passport type photographs with a white background, full face, no hat, no dark glasses. Photographs must have been taken within the preceding 30 days. Computer generated photographs are acceptable.
- One (1) set of fingerprint cards using one orange and white CJIS-011 fingerprint card and one blue and white FBI applicant card bearing ORI-MDMSP6000 which can be obtained at any MSP barrack.
- Fees Required: Handgun Permit - Original \$112.25 (\$75 fee + \$37.25 background check)  
Subsequent \$69.25 (\$50 fee + \$19.25 background check)

Retired Police \$37.25 (background check)

### **Additional Documents Required Per Handgun Permit Category:**

(a) Owner or Employee of a Business: Submit photocopies of the Traders License or Business License, and if the purpose of the permit is for:

(i) *Making deposits*: Photocopies of six (6) random deposit slips for the business showing the deposits within a year of the application submission date or a letter from the bank attesting that your business has a monetary flow.

(ii) *Cash Flow*: Photocopies of Ten (10) receipts showing purchases for supplies and/or payments received for services.

(iii) *Requesting a permit for one of your employees, or if you are an employee and you have permission from your employer to obtain a permit*: A letter from your employer on the business stationery, explaining in detail why you need to carry a gun as part of your duties.

(b) Professional Activities: Doctors, Pharmacies, etc., Must show evidence of legitimacy of business activity and valid certification or license.

(c) Correctional Officers: Must submit verification of employment and documentation of threats and assaults.

(d) Former Police Officer: If you have resigned or retired, you must show evidence of your tenure in law enforcement, such as a letter from your Agency.

(e) Private Detective/Security Guard/Special Police & Railroad Police Commissions: All applicants who are employed as Private Detectives, Security Guards, Special Police, and Railroad Police, must submit a certification of qualification with a handgun from a Maryland State Police Certified Handgun Instructor on an MSP form. A copy of the form letter supporting "good and substantial reasons," ownership of weapon, and location where the weapon will be maintained, is also required. (This form can be obtained from your employer).

(f) Personal Protection: There must be documented evidence of recent threats, robberies, and/or assaults, supported by official police reports or notarized statements from witnesses.

### **Non-Resident Permits**

**Note: There are no direct links to some pages on the Maryland State Police website. Look in the left column of their main page for firearms. See Resident Permit Section.**

Non Residents apply the same way as residents

### **Places Off-Limits Even With A Permit/License**

#### **MD Criminal Law § 4-102.**

(b) A person may not carry or possess a firearm, knife, or deadly weapon of any kind on public school property

MD law just says schools and does not say which kind of schools.

#### **MD Criminal Code § 4-208.** Possession of firearm at public demonstration.

(2)] A person may not have a firearm in the person's possession or on or about the person at a demonstration in a public place or in a vehicle that is within 1,000 feet of a demonstration in a public place after:

(i) the person has been advised by a law enforcement officer that a demonstration is occurring at the public

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place; and

(ii) the person has been ordered by the law enforcement officer to leave the area of the demonstration until the person disposes of the firearm.

**MD Criminal Code § 4-207.** Permit holder carrying, wearing, or transporting handgun under the influence.

(a) Prohibited.- A person to whom a permit has been issued or whose permit has been renewed under Article 27, § 36E of the Code may not wear, carry, or transport a handgun while the person is under the influence of alcohol or drugs.

### **Transporting Firearms in Maryland**

**Q. Can I legally transport firearms interstate?** (From the MD State Police)

**A.** Yes, under Title 18, Section 926A, of the United States Code, a person—who is not prohibited from possessing, transporting, shipping, or receiving a firearm shall be entitled to transport a firearm for any lawful purpose from any place where he may lawfully possess and carry such firearm to any place where he may lawfully possess and carry such firearm if, during such transportation the firearm is unloaded, neither the firearm nor any ammunition being transported is readily accessible or is directly accessible from the passenger compartment. In the case the vehicle does not have a compartment separate from the driver's compartment the firearm or ammunition shall be contained in a locked compartment other than the glove compartment or console.

**Q. Can I legally transport my regulated firearm to the range?** (From the MD State Police)

**A.** Yes, provided the regulated firearm is unloaded, in an enclosed case or enclosed holster with no ammunition accessible.

### **Carry In State Parks/State & National Forests/WMA/Road Side Rest Areas**

**Carry Allowed in these Areas:**

**State Parks:**       **YES**

**State/National Forests:**       **YES**

**WMA's:**       **Unknown**

**Road Side Rest Areas:**       **YES** per MSP

### **RV/Car Carry Without A Permit/License**

It is illegal to carry any loaded firearm in any vehicle in Maryland.

**From the Maryland State Police FAQ's.**

**Q. Can I legally transport my regulated firearm to the range?**

**A.** Yes, however, Maryland and Federal laws require specific conditions be met while transporting a handgun. Please refer to Maryland Annotated Code, Criminal Law, Title 4, Section 203 for a detailed account of wearing, carrying, or transporting a handgun. You may access the Maryland General Assembly website at <http://mlis.state.md.us/>

You can access the Federal requirements through [www.atf.gov](http://www.atf.gov) and conduct a search for “27 Code of Federal Regulations, Part 178” and then look for “Transportation of Firearms.” The basic requirement during transport is the handgun must be unloaded and in an enclosed case or enclosed holster with the ammunition separate from the handgun AND you must be transporting the handgun to or from the locations listed in the statute. Go to the following website for Criminal Law Title 4-203 regarding wearing, carrying or transporting a handgun: [http://mlis.state.md.us/asp/statutes\\_Respond.asp?article=gcr&section=4-203&Extension=HTML](http://mlis.state.md.us/asp/statutes_Respond.asp?article=gcr&section=4-203&Extension=HTML)

## State Preemption

### **Maryland Criminal Law § 4-209.** Regulation of Weapons and Ammunition.

(a) State preemption.- Except as otherwise provided in this section, the State preempts the right of a county, municipal corporation, or special taxing district to regulate the purchase, sale, taxation, transfer, manufacture, repair, ownership, possession, and transportation of:

- (1) a handgun, rifle, or shotgun; and
- (2) ammunition for and components of a handgun, rifle, or shotgun.

(b) Exceptions.-

(1) A county, municipal corporation, or special taxing district may regulate the purchase, sale, transfer, ownership, possession, and transportation of the items listed in subsection (a) of this section:

- (i) with respect to minors;
- (ii) with respect to law enforcement officials of the subdivision; and
- (iii) except as provided in paragraph (2) of this subsection, within 100 yards of or in a park, church, school, public building, and other place of public assembly.

(2) A county, municipal corporation, or special taxing district may not prohibit the teaching of or training in firearms safety, or other educational or sporting use of the items listed in subsection (a) of this section.

(c) Preexisting local laws.- To the extent that a local law does not create an inconsistency with this section or expand existing regulatory control, a county, municipal corporation, or special taxing district may exercise its existing authority to amend any local law that existed on or before December 31, 1984.

(d) Discharge of firearms.-

(1) Except as provided in paragraph (2) of this subsection, in accordance with law, a county, municipal corporation, or special taxing district may regulate the discharge of handguns, rifles, and shotguns.

(2) A county, municipal corporation, or special taxing district may not prohibit the discharge of firearms at established ranges.

[An. Code 1957, art. 27, § 36H; 2002, ch. 26, § 2.]

## Deadly Force Laws

Unknown

## Knife Laws State/Cities

To access State/Local Knife Laws Click [“Here”](#)

## Carry in Restaurants That Serve Alcohol

**YES**

**Note:** What is defined as carry in a restaurant that serves alcohol is a place like Friday’s or Red Lobster. This does not mean a bar or the bar area of a restaurant. Handgunlaw.us believes you should never consume alcohol when carrying your firearm. In some states it is illegal to take even one drink while carrying a firearm.

## Chemical Sprays/Stun Gun/Higher Capacity Magazine Laws

### Higher Capacity Magazines:

“A person may not manufacture, sell, offer for sale, purchase, receive, or transfer a detachable magazine that has a capacity of more than 20 rounds of ammunition for a firearm.” Md. Criminal Law Code § 4-305(b). This section does not apply to a .22 caliber rifle with a tubular magazine. Section 4-305(a).

### Stun Devices Illegal in the following Cities/Counties in MD.

Beware there could be Cities/Counties with bans that are not listed.

Annapolis, MD     **Municipal Code 1.44.070**

Baltimore, MD - **City Code 115**

Baltimore County, MD **Co. Code 17-2-104**

Howard County, MD - **Sec. 8.404**

## LEOSA State Information

### [Maryland LEOSA Information](#)

## Attorney General Opinions/Court Cases

- [Maryland AG - Integrated Devices](#)
- [Maryland AG - Preemption](#)
- [Maryland Supreme Court on Loan of Firearms](#)
- [Maryland Supreme Court - Self-Defense](#)

## Airport Carry/Misc. Information

**Airport Carry:** No law found.

**Training Valid for:** No Set Time Period

**Time Period to Establish Residency:** Upon obtaining Drivers License/State ID.

**Minimum Age for Permit/License:** 18

**Permit/License Info Public Information:** Not known at this time.

**State Fire arm Laws:** Public Safety 4-101 Thru 4-504 & Criminal Code 4-101 thru 4-503

**State Deadly Force Laws:** Unknown

**State Knife Laws:** Public Safety 4-101 & 4-105

**Chemical/Electric Weapons Laws:** Criminal Code 4-101

**Body Armor Laws:** Criminal Law 4-106 & 4-107

**Does Your Permit Cover Other Weapons Besides Firearms?** **NO** Admin Rules 5-301

## Updates to this Page

**8/20/09** – All links checked and updated if needed.

**9/23/09** - Corrected error in calling MD Shall Issue.

**12/13/09** – Statutes Alpha/Numeric references updates.

**1/28/10** – Transporting Firearms info updated.