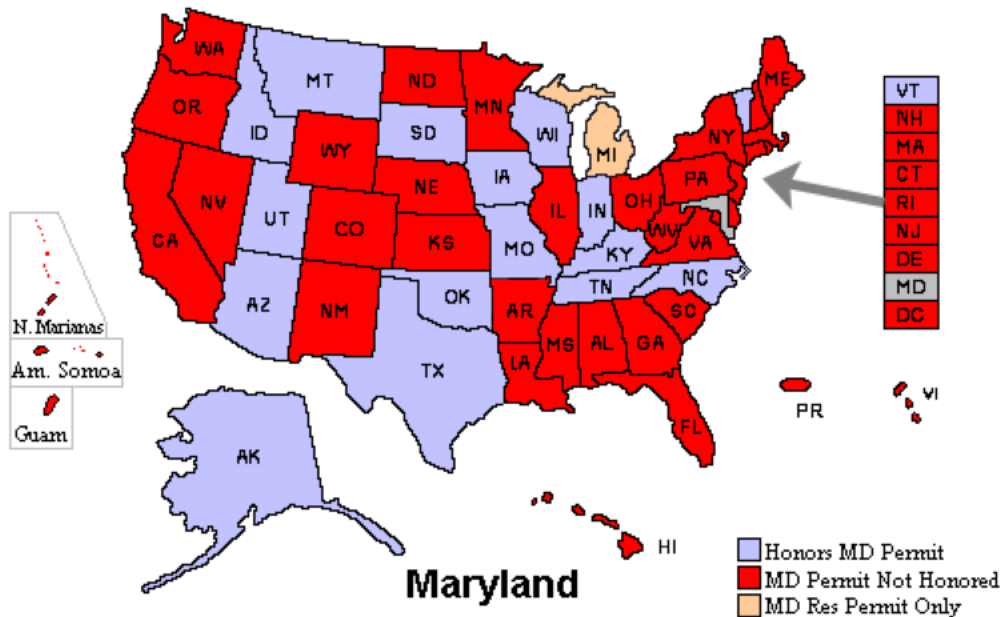


# Maryland

May Issue

Must Inform Officer: **NO**



## Links

[State CCW Site](#)

[MD Online Firearms Training](#)

[CCW Application/Instructions](#)

[State FAQ Site](#)

[State Statutes](#)

[State Admin Rules](#)

[State Reciprocity Info](#)

[State Attorney General](#)

[Secretary of State](#)

Last Updated: 3/12/12

## 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 possesses a 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.

### **Do "No Gun Signs" Have the Force of Law?**

“??????”

We are unable to determine if “No Gun” signs have the force of law in Maryland. Until we get more information Handgunlaw.us believes you should treat every “No Gun” sign on any private business as having the force of law.

### **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.

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

### **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.

For MD laws go to the following website and click on Criminal Law then Title 4-203 regarding wearing, carrying or transporting a handgun. [Maryland Code](#)

### **Federal Law on Transporting Firearms:**

#### **§ 926A. Interstate Transportation of Firearms**

Notwithstanding any other provision of any law or any rule or regulation of a State or any political subdivision thereof, any person who is not otherwise prohibited by this chapter from 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 other place where he may lawfully possess and carry such firearm if, during such transportation the firearm is unloaded, and neither the firearm nor any ammunition being transported is readily accessible or is directly accessible from the passenger compartment of such transporting vehicle: Provided, That in the case of a vehicle without a compartment separate from the driver's compartment the firearm or ammunition shall be contained in a locked container other than the glove compartment or console.

## **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:** A “YES” above means you can carry into places like described below. “NO” means you can’t. Handgunlaw.us definition of “Restaurant Carry” is carry in a restaurant that serves alcohol. Places like Friday’s. Chili’s or Red Lobster. This may or may not mean the bar or the bar area of a restaurant. But you can carry your firearm into a restaurant that serves alcohol and sit and eat without consuming. Handgunlaw.us recommends you not sit at the Bar or in the Bar area of such restaurants. In some states it is illegal to be in the Bar area of such restaurants. 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. If you want further info on carrying in places that serve alcohol check your state laws.

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

**Higher Capacity Magazines:**

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“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).

#### **§ 4-109. Electronic Control Device.**

##### **(a) Definitions.-**

- (1) In this section the following words have the meanings indicated.
- (2) "Crime of violence" has the meaning stated in § 14-101 of this article.
- (3) "Electronic control device" means a portable device designed as a weapon capable of injuring, immobilizing, or inflicting pain on an individual by the discharge of electrical current.

##### **(b) Requirements for possession or use.-** A person may not possess or use an electronic control device unless the person:

- (1) has attained the age of 18 years; and
- (2) has never been convicted of a crime of violence or a violation of § 5-602, § 5-603, § 5-604, § 5-605, § 5-606, § 5-613, or § 5-614 of this article.

##### **(c) Prohibitions.-** An electronic control device may not be sold and activated in the State unless:

- (1) an instructional manual or audio or audiovisual instructions are provided to the purchaser;
- (2) the manufacturer maintains a record of the original owner of the electronic control device; and
- (3) the manufacturer or seller has obtained a State and federal criminal history records check of the original owner to ensure compliance with subsection (b)(2) of this section.

##### **(d) Access to manufacturer's records.-** A manufacturer of electronic control devices shall provide an investigating law enforcement agency with prompt access to the manufacturer's records on electronic control devices and cartridges sold in the State.

#### **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**

Anne Arundel County, MD - **9-1-603**

### **LEOSA State Information**

[MD LEOSA Application](#)

[LEOSA Information](#) (Click on the links to see what Documents are Downloadable)

### **Attorney General Opinions/Court Cases**

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

- [Maryland Supreme Court - Self-Defense](#)
- [Maryland AG – Carrying Loaded Mags In Vehicles](#)
- [U.S. District Ct – Ruling on Good Cause for Issue of Permit/License](#)

## 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 5-101 Thru 5-504 & Criminal Code 4-101 thru 4-503

**State Deadly Force Laws:** Unknown

**State Knife Laws:** Public Safety 5-101 & 5-105

**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

**Is carrying of a Concealed Firearm with Permit/License for Defensive Purposes Only While Hunting Legal?** Yes

But not while Bow Hunting. MD Dept of Natural Resources Hunting Trapping Regulations. MD is a very anti gun state. I could not find where it was illegal to carry your self defense firearm with a valid permit/license in their Laws/Regs but that doesn't mean one doesn't exists.

## Notes

**What Does MD Consider A Loaded Firearm?**

**§ 10-410. Restrictions on Hunting Wildlife Generally.**

**(c) Hunting from vehicles.-**

- (1) A person may not shoot at any species of wildlife from an automobile or other vehicle or, except as provided in § 4-203(b) of the Criminal Law Article and Title 5, Subtitle 3 of the Public Safety Article, possess in or on an automobile or other vehicle a loaded handgun or shotgun, or a rifle containing any ammunition in the magazine or chamber.

**Note –** AG Opinion (See AG Opinion Above on Loaded Mags in Vehicles) states that it is legal to have in a vehicle a loaded magazine that is not inserted into the firearm but is separate from the firearm.

## **State Emergency Powers**

### **PUBLIC SAFETY TITLE 14. EMERGENCY MANAGEMENT SUBTITLE 3. GOVERNOR'S EMERGENCY POWERS**

#### **Md. PUBLIC SAFETY Code Ann. § 14-303 (2012)**

#### **§ 14-303. Governor's Proclamation of State Of Emergency**

(a) Authority to proclaim state of emergency. -- During a public emergency in the State, the Governor may proclaim a state of emergency and designate the emergency area:

(1) if public safety is endangered or on reasonable apprehension of immediate danger to public safety; and

(2) on:

(i) the Governor's own initiative; or

(ii) the application of:

1. the chief executive officer or governing body of a county or municipal corporation; or

2. the Secretary of State Police.

(b) Orders, rules, and regulations to control and terminate public emergency -- Issuance. -- After proclaiming a state of emergency, the Governor may promulgate reasonable orders, rules, or regulations that the Governor considers necessary to protect life and property or calculated effectively to control and terminate the public emergency in the emergency area, including orders, rules, or regulations to:

(1) control traffic, including public and private transportation, in the emergency area;

(2) designate specific zones in the emergency area in which the occupancy and use of buildings and vehicles may be controlled;

(3) control the movement of individuals or vehicles into, in, or from the designated zones;

(4) control places of amusement and places of assembly;

(5) control individuals on public streets;

(6) establish curfews;

(7) control the sale, transportation, and use of alcoholic beverages;

(8) control the possession, sale, carrying, and use of firearms, other dangerous weapons, and ammunition; and

(9) control the storage, use, and transportation of explosives or flammable materials or liquids considered to



be dangerous to public safety, including "Molotov cocktails".

(c) Orders, rules, and regulations to control and terminate public emergency -- Notice. -- Before an order, rule, or regulation promulgated under subsection (b) of this section takes effect, the Governor shall give reasonable notice of the order, rule, or regulation:

- (1) in a newspaper of general circulation in the emergency area;
- (2) through television or radio serving the emergency area; or
- (3) by circulating notices or posting signs at conspicuous places in the emergency area.

(d) Orders, rules, and regulations to control and terminate public emergency -- Effect. -- An order, rule, or regulation promulgated under subsection (b) of this section:

- (1) takes effect from the time and in the manner specified in the order, rule, or regulation;
- (2) may be amended or rescinded, in the same manner as the original order, by the Governor at any time during the state of emergency; and
- (3) terminates when the Governor declares that the state of emergency no longer exists.

HISTORY: An. Code 1957, art. 41, § 2-101(b)(2), (c); 2003, ch. 5, § 2.

**Note:** Additional information on MD Emergency Management is contained in the MD Code Under Public Safety title 14.

**Note:** Federal Law can apply if the state is receiving monetary and/or other assistance from the Federal Government. See [US Code 42-5207](#) for Federal Law as it applies to States of Emergencies. The state quoted code may also not be all of the law on Emergency Powers held by the state. You should read the entire code on Emergency Powers etc for this state by following the link to the state code.

## Permit/License Image



This image has been digitally assembled from 2 or more images. It may not be 100% accurate but gives a good representation of the actual Permit/License.

## Updates to this Page

8/20/09 – All links checked and updated if needed.  
9/23/09 - Corrected error in calling MD Shall Issue.

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**12/13/09** – Statutes Alpha/Numeric references updates.  
**1/28/10** – Transporting Firearms info updated.  
**3/14/10** – LEOSA Information Link Added. Link Updated  
**3/30/10** – Online MD Training Link Added  
**4/18/10** – Chem Spray/Electric Weapons Section Updated.  
**7/25/10** – Link Repaired.  
**8/11/10** - Link Repaired. All Links Checked.  
**9/20/10** – AG Opinion on Carrying Loaded Mags in Vehicles Added.  
**1/1/11** – IA Now Honors MD. Notes Section Added. Permit/License Image Added  
**2/1/11** – Spelling error corrected.  
**4/5/11** – All Links Checked.  
**4/17/11** – Information about carrying while hunting added.  
**9/9/11** – All Links Checked and Repaired if Needed.  
**10/13/11** – State Police Links and LEOSA Links Updated.  
**11/1/11** – WI Added as State That Honors MD.  
**11/14/11** – State FAQ Link Added.  
**12/1/11** – North Carolina Now Honors MD.  
**3/2/12** – Links Updated. All Links Checked.  
**3/9/12** – US District Court Ruling on Good Cause Added to AG/Ct Case Section. Emergency Powers Law added to Notes Section  
**9/12/12** – Admin Rules Link Updated. Emergency Rules Updated.