125th MAINE LEGISLATURE

FIRST REGULAR SESSION-2011

Legislative Document　　　　　　　　　　　　　　　　　　　**No. 578**

S.P. 170　　　　　　　　　　　　　　　　In Senate, February 15, 2011

An Act To Allow Municipalities To Restrict the Possession of Firearms in Certain Circumstances

Reference to the Committee on Criminal Justice and Public Safety suggested and ordered printed.

Joseph G. Carleton Jr.

JOSEPH G. CARLETON, JR.
Secretary of the Senate

Presented by Senator KATZ of Kennebec.
Cosponsored by Representative DION of Portland and
Senator: FARNHAM of Penobscot.

1   **Be it enacted by the People of the State of Maine as follows:**

2   **Sec. 1. 25 MRSA §2011, sub-§3,** as enacted by PL 1989, c. 359, is amended to
3   read:

4   **3. Exception.** This section does not prohibit an order, ordinance, rule or regulation
5   of any political subdivision ~~which~~ that, with the exception of appropriate civil penalty
6   provisions, conforms exactly with any applicable provision of state law or ~~which~~ that
7   regulates the discharge of firearms within a jurisdiction. This section does not prohibit the
8   legislative body of any municipality from adopting an ordinance that restricts the carrying
9   of firearms in that municipality's essential municipal offices and places of legislative
10   assembly in the same manner and with the same effect as those restrictions are applied by
11   law or rule in the State's capitol area. For the purpose of this subsection, "essential
12   municipal offices" means the customary office facilities of a municipality's clerk,
13   treasurer, tax collector, assessor, manager or administrator, and "places of legislative
14   assembly" means the town or city hall or other municipal building where the town
15   meeting or town or city council assembles for the purpose of enacting or adopting
16   municipal budgets, laws and ordinances.

17   **SUMMARY**

18   This bill provides a municipal legislative body with the authority to adopt an
19   ordinance that restricts the carrying of firearms in the municipality's essential municipal
20   offices and places of legislative assembly just as the State imposes those restrictions in its
21   capitol area.