

HOUSE BILL No. 4533

April 21, 1999, Introduced by Reps. Schermesser, Sanborn, Koetje, Kukuk, Howell, Kuipers, Voorhees, Woronchak, LaSata, Richardville, Julian, Pappageorge, Allen, Birkholz, Middaugh, Ehardt, Faunce, Jellema, Shulman, Jelinek, Bishop, Vander Roest, Schauer, Mortimer, Green, Jansen, Stamas, Cameron Brown, Garcia, Basham, Patterson, DeHart, Cassis, Raczkowski and Tabor and referred to the Committee on Conservation and Outdoor Recreation.

A bill to amend 1927 PA 372, entitled

"An act to regulate and license the selling, purchasing, possessing, and carrying of certain firearms and gas ejecting devices; to prohibit the buying, selling, or carrying of certain firearms and gas ejecting devices without a license; to provide for the forfeiture of firearms possessed in violation of this act; to provide immunity from civil liability under certain circumstances; to prescribe the powers and duties of certain state and local agencies; and to repeal all acts and parts of acts inconsistent with the provisions of this act,"

(MCL 28.421 to 28.434) by amending the title, as amended by 1990 PA 320, and by adding section 1b.

THE PEOPLE OF THE STATE OF MICHIGAN ENACT:

1 TITLE

2 An act to regulate and license the selling, purchasing, pos-
3 sessing, and carrying of certain firearms and gas ejecting
4 devices; to prohibit the buying, selling, or carrying of certain
5 firearms and gas ejecting devices without a license; to provide
6 for the forfeiture of firearms possessed in violation of this

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1 act; to provide immunity from civil liability under certain
2 circumstances; to prescribe the powers and duties of certain
3 state and local agencies; TO CREATE THE FIREARM LAW ENFORCEMENT
4 FUND AND TO PROVIDE FOR EXPENDITURES FROM THE FUND; and to repeal
5 all acts and parts of acts inconsistent with the provisions of
6 this act.

7 SEC. 1B. (1) THE FIREARM LAW ENFORCEMENT FUND IS CREATED IN
8 THE STATE TREASURY.

9 (2) THE STATE TREASURER MAY RECEIVE MONEY OR OTHER ASSETS
10 FROM ANY SOURCE FOR DEPOSIT INTO THE FUND. THE STATE TREASURER
11 SHALL DIRECT THE INVESTMENT OF THE FUND. THE STATE TREASURER
12 SHALL CREDIT TO THE FUND INTEREST AND EARNINGS FROM FUND
13 INVESTMENTS.

14 (3) MONEY IN THE FUND AT THE CLOSE OF THE FISCAL YEAR SHALL
15 REMAIN IN THE FUND AND SHALL NOT LAPSE TO THE GENERAL FUND.

16 (4) THE DIRECTOR OF THE DEPARTMENT OF STATE POLICE SHALL AT
17 THE END OF EACH FISCAL YEAR EXPEND MONEY FROM THE FUND ONLY TO
18 REIMBURSE COUNTY PROSECUTING ATTORNEYS FOR THEIR ACTUAL AND REA-
19 SONABLE EXPENSES IN PROSECUTING PERSONS FOR CRIMES INVOLVING THE
20 UNLAWFUL POSSESSION, USE, TRANSPORTATION, SALE, PURCHASE, CARRY-
21 ING, SHIPMENT, RECEPTION, OR DISTRIBUTION OF FIREARMS.
22 DISTRIBUTIONS UNDER THIS SECTION SHALL BE MADE ON A PRO RATA
23 BASIS AMONG ALL COUNTY PROSECUTING ATTORNEYS WHO APPLY TO THE
24 DIRECTOR OF THE DEPARTMENT OF STATE POLICE FOR A REIMBURSEMENT
25 BASED UPON THE NUMBER OF THE CONVICTIONS. AN APPLICATION FOR
26 REIMBURSEMENT SHALL BE MADE IN THE MANNER REQUIRED BY THE
27 DIRECTOR OF THE DEPARTMENT OF STATE POLICE.

1 Enacting section 1. This amendatory act takes effect
2 September 30, 1999.

3 Enacting section 2. This amendatory act does not take
4 effect unless Senate Bill No. _____ or House Bill No. _____
5 (request no. 00486'99 ***) of the 90th Legislature is enacted
6 into law.