

HOUSE BILL No. 5985

April 15, 2008, Introduced by Reps. Rick Jones, Steil, Stahl, Robertson, Wenke, Hoogendyk, Miller, Opsommer, Calley, Agema, Knollenberg, Casperson, Simpson, Horn and LaJoy and referred to the Committee on Tourism, Outdoor Recreation and Natural Resources.

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 or other authorization; to provide for the forfeiture of firearms under certain circumstances; to provide for penalties and remedies; to provide immunity from civil liability under certain circumstances; to prescribe the powers and duties of certain state and local agencies; to prohibit certain conduct against individuals who apply for or receive a license to carry a concealed pistol; to make appropriations; to prescribe certain conditions for the appropriations; and to repeal all acts and parts of acts inconsistent with this act,"

by amending section 12 (MCL 28.432), as amended by 2006 PA 75.

THE PEOPLE OF THE STATE OF MICHIGAN ENACT:

1 Sec. 12. (1) Sections 2 and 9 do not apply to any of the
2 following:

3 (a) A police or correctional agency of the United States or of
4 this state or any subdivision of this state.

1 (b) The United States army, air force, navy, or marine corps.

2 (c) An organization authorized by law to purchase or receive
3 weapons from the United States or from this state.

4 (d) The national guard, armed forces reserves, or other duly
5 authorized military organization.

6 (e) A member of an entity or organization described in
7 subdivisions (a) to (d) for a pistol while engaged in the course of
8 his or her duties with that entity or while going to or returning
9 from those duties.

10 (f) A United States citizen holding a license to carry a
11 pistol concealed upon his or her person issued by another state.

12 (g) The regular and ordinary transportation of a pistol as
13 merchandise by an authorized agent of a person licensed to
14 manufacture firearms or a licensed dealer.

15 (h) Purchasing, owning, carrying, possessing, using, or
16 transporting an antique firearm. As used in this subdivision,
17 "antique firearm" means that term as defined in section 231a of the
18 Michigan penal code, 1931 PA 328, MCL 750.231a.

19 (i) An individual carrying, possessing, using, or transporting
20 a pistol belonging to another individual, if the other individual's
21 pistol is properly licensed and inspected under this act and the
22 individual carrying, possessing, using, or transporting the pistol
23 has obtained a license under section 5b to carry a concealed
24 pistol.

25 (J) A NONRESIDENT WHO IS LICENSED TO CARRY, POSSESS, USE, AND
26 TRANSPORT A PISTOL IN ANOTHER STATE OR WHO IS EXEMPT FROM LICENSURE
27 IN THAT OTHER STATE, WHO CARRIES, POSSESSES, USES, OR TRANSPORTS A

1 PISTOL IN THIS STATE FOR A PERIOD NOT TO EXCEED 30 DAYS. AS USED IN
2 THIS SUBDIVISION, "NONRESIDENT" MEANS AN INDIVIDUAL WHO IS A LAWFUL
3 RESIDENT OF ANOTHER STATE, THE DISTRICT OF COLUMBIA, OR A TERRITORY
4 OR POSSESSION OF THE UNITED STATES.

5 (2) The amendatory act that added ~~subdivision (h)~~ **SUBSECTION**
6 **(1) (H)** shall be known and may be cited as the "Janet Kukuk act".