

HOUSE BILL NO. 6135

September 01, 2020, Introduced by Rep. Eisen and referred to the Committee on Judiciary.

A bill to amend 1927 PA 372, entitled

"An act to regulate and license the selling, purchasing, possessing, and carrying of certain firearms, gas ejecting devices, and electro-muscular disruption devices; to prohibit the buying, selling, or carrying of certain firearms, gas ejecting devices, and electro-muscular disruption devices without a license or other authorization; to provide for the forfeiture of firearms and electro-muscular disruption devices 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 5j (MCL 28.425j), as amended by 2017 PA 95.

THE PEOPLE OF THE STATE OF MICHIGAN ENACT:

1 Sec. 5j. (1) ~~A~~**Subject to subsection (6)**, a pistol training or
2 safety program described in section 5b(7)(c) meets the requirements
3 for knowledge or training in the safe use and handling of a pistol
4 only if the training was provided within 5 years preceding the date
5 of application and consisted of not less than 8 hours of
6 instruction and all of the following conditions are met:

7 (a) The program is certified by this state or a national or
8 state firearms training organization and provides 5 hours of
9 instruction in, but is not limited to providing instruction in, all
10 of the following:

11 (i) The safe storage, use, and handling of a pistol including,
12 but not limited to, safe storage, use, and handling to protect
13 child safety.

14 (ii) Ammunition knowledge, and the fundamentals of pistol
15 shooting.

16 (iii) Pistol shooting positions.

17 (iv) Firearms and the law, including civil liability issues and
18 the use of deadly force. This portion must be taught by an attorney
19 or an individual trained in the use of deadly force.

20 (v) Avoiding criminal attack and controlling a violent
21 confrontation.

22 (vi) All laws that apply to carrying a concealed pistol in this
23 state.

24 (b) The program provides at least 3 hours of instruction on a
25 firing range and requires firing at least 30 rounds of ammunition.



1 (c) The program provides a certificate of completion that
2 states the program complies with the requirements of this section
3 and that the individual successfully completed the course, and that
4 contains the printed name and original handwritten signature of the
5 course instructor. The certificate of completion must contain the
6 statement, "This course complies with section 5j of 1927 PA 372."
7 For certificates issued on or after December 1, 2015, each
8 certificate must also contain both of the following ~~, which~~ **that**
9 must be printed on the face of the certificate or attached in a
10 separate document:

11 (i) The instructor's name and telephone number.

12 (ii) The name and telephone number of the state agency or a
13 state or national firearms training organization that has certified
14 the individual as an instructor for purposes of this section, his
15 or her instructor certification number, if any, and the expiration
16 date of that certification.

17 (d) The instructor of the course is certified by this state or
18 a state or national firearms training organization to teach the
19 pistol safety training courses described in this section. The
20 county clerk shall not require any other certification or require
21 an instructor to register with the county or county clerk.

22 (2) A training certificate that does not meet the requirements
23 under state law applicable at the time the certification was issued
24 may otherwise meet the requirements of subsection (1)(c) if the
25 applicant provides information that reasonably demonstrates that
26 the certificate or the training meets the applicable requirements.

27 (3) A person shall not do either of the following:

28 (a) Grant a certificate of completion described under
29 subsection (1)(c) to an individual knowing the individual did not



1 satisfactorily complete the course.

2 (b) Present a certificate of completion described under
3 subsection (1)(c) to a county clerk knowing that the individual did
4 not satisfactorily complete the course.

5 (4) A person who violates subsection (3) is guilty of a felony
6 punishable by imprisonment for not more than 4 years or a fine of
7 not more than \$2,500.00, or both.

8 (5) A county clerk shall not require that a specific form,
9 color, wording, or other content appear on a certificate of
10 completion, except as otherwise required under this act.

11 (6) **If the governor declares a state of emergency, the period**
12 **a pistol training or safety program is valid under subsection (1)**
13 **must be extended by a period equal to the total number of days that**
14 **the declared state of emergency exists.**

