

SENATE BILL NO. 1118

September 16, 2020, Introduced by Senator LUCIDO and referred to the Committee on Judiciary and Public Safety.

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 sections 1, 2, and 2a (MCL 28.421, 28.422, and
28.422a), section 1 as amended by 2017 PA 95, section 2 as amended
by 2015 PA 200, and section 2a as amended by 2016 PA 301.

THE PEOPLE OF THE STATE OF MICHIGAN ENACT:

Sec. 1. (1) As used in this act:

(a) "Corrections officer of the department of corrections"
means a state correctional officer as that term is defined in
section 2 of the correctional officers' training act of 1982, 1982
PA 415, MCL 791.502.

(b) **"Federally licensed firearms dealer" means a person
licensed to sell firearms under 18 USC 923.**

(c) ~~(b)~~—"Felony" means, except as otherwise provided in this
subdivision, that term as defined in section 1 of chapter I of the
code of criminal procedure, 1927 PA 175, MCL 761.1, or a violation
of a law of the United States or another state that is designated
as a felony or that is punishable by death or by imprisonment for
more than 1 year. Felony does not include a violation of a penal
law of this state that is expressly designated as a misdemeanor.

(d) ~~(e)~~—"Firearm" means any weapon which will, is designed to,
or may readily be converted to expel a projectile by action of an
explosive.

(e) ~~(d)~~—"Firearms records" means any form, information, or
record required for submission to a government agency under
sections 2, 2a, 2b, and 5b, or any form, permit, or license issued
by a government agency under this act.

(f) **"Licensing authority" means any of the following:**

(i) **A city, township, or village police department that issues
licenses to purchase, carry, possess, or transport pistols.**

(ii) A county sheriff's office in the parts of a county not included within a city, township, or village having an organized police department.

(g) ~~(e)~~—"Local corrections officer" means that term as defined in section 2 of the local corrections officers training act, 2003 PA 125, MCL 791.532.

(h) ~~(f)~~—"Misdemeanor" means a violation of a penal law of this state or violation of a local ordinance substantially corresponding to a violation of a penal law of this state that is not a felony or a violation of an order, rule, or regulation of a state agency that is punishable by imprisonment or a fine that is not a civil fine, or both.

(i) ~~(g)~~—"Parole or probation officer of the department of corrections" means any individual employed by the department of corrections to supervise felony probationers or parolees or that individual's immediate supervisor.

(j) ~~(h)~~—"Peace officer" means, except as otherwise provided in this act, an individual who is employed as a law enforcement officer, as that term is defined under section 2 of the Michigan commission on law enforcement standards act, 1965 PA 203, MCL 28.602, by this state or another state, a political subdivision of this state or another state, or the United States, and who is required to carry a firearm in the course of his or her duties as a law enforcement officer.

(k) ~~(i)~~—"Pistol" means a loaded or unloaded firearm that is 26 inches or less in length, or a loaded or unloaded firearm that by its construction and appearance conceals it as a firearm.

(l) ~~(j)~~—"Purchaser" means a person who receives a pistol from another person by purchase or gift.

1 **(m)** ~~(k)~~—"Reserve peace officer", "auxiliary officer", or
2 "reserve officer" means, except as otherwise provided in this act,
3 an individual authorized on a voluntary or irregular basis by a
4 duly authorized police agency of this state or a political
5 subdivision of this state to act as a law enforcement officer, who
6 is responsible for the preservation of the peace, the prevention
7 and detection of crime, and the enforcement of the general criminal
8 laws of this state, and who is otherwise eligible to possess a
9 firearm under this act.

10 **(n)** ~~(l)~~—"Retired corrections officer of the department of
11 corrections" means an individual who was a corrections officer of
12 the department of corrections and who retired in good standing from
13 his or her employment as a corrections officer of the department of
14 corrections.

15 **(o)** ~~(m)~~—"Retired federal law enforcement officer" means an
16 individual who was an officer or agent employed by a law
17 enforcement agency of the United States government whose primary
18 responsibility was enforcing laws of the United States, who was
19 required to carry a firearm in the course of his or her duties as a
20 law enforcement officer, and who retired in good standing from his
21 or her employment as a federal law enforcement officer.

22 **(p)** ~~(n)~~—"Retired parole or probation officer of the department
23 of corrections" means an individual who was a parole or probation
24 officer of the department of corrections and who retired in good
25 standing from his or her employment as a parole or probation
26 officer of the department of corrections.

27 **(q)** ~~(o)~~—"Retired police officer" or "retired law enforcement
28 officer" means an individual who was a police officer or law
29 enforcement officer who was licensed or certified as described in

the Michigan commission on law enforcement standards act, 1965 PA 203, MCL 28.601 to 28.615, and retired in good standing from his or her employment as a police officer or law enforcement officer. A police officer or law enforcement officer retired in good standing if he or she receives a pension or other retirement benefit for his or her service as a police officer or law enforcement officer or actively maintained a Michigan commission on law enforcement standards or equivalent state certification or license from this state or another state for not less than 10 consecutive years.

(r) ~~(p)~~ "Seller" means a person who sells or gives a pistol to another person.

(s) ~~(q)~~ "State court judge" means a judge of the district court, circuit court, probate court, or court of appeals or justice of the supreme court of this state who is serving either by election or appointment.

(t) ~~(r)~~ "State court retired judge" means a judge or justice described in subdivision ~~(q)~~ **(s)** who is retired, or a retired judge of the recorders court.

(2) A person may lawfully own, possess, carry, or transport as a pistol a firearm greater than 26 inches in length if all of the following conditions apply:

(a) The person registered the firearm as a pistol under section 2 or 2a before January 1, 2013.

(b) The person who registered the firearm as described in subdivision (a) has maintained registration of the firearm since January 1, 2013 without lapse.

(c) The person possesses a copy of the license or record issued to him or her under section 2 or 2a.

(3) A person who satisfies all of the conditions listed under

1 subsection (2) nevertheless may elect to have the firearm not be
2 considered to be a pistol. A person who makes the election under
3 this subsection shall notify the department of state police of the
4 election in a manner prescribed by that department.

5 Sec. 2. (1) Except as otherwise provided in this act, a person
6 shall not purchase, carry, possess, or transport a pistol in this
7 state without first having obtained a license for the pistol as
8 prescribed in this section.

9 (2) ~~A person~~ **An individual** who brings a pistol into this state
10 who is on leave from active duty with the ~~armed forces~~ **Armed Forces**
11 of the United States or who has been discharged from active duty
12 with the ~~armed forces~~ **Armed Forces** of the United States shall
13 obtain a license for the pistol within 30 days after his or her
14 arrival in this state.

15 (3) ~~The commissioner or chief of police of a city, township,~~
16 ~~or village police department that issues licenses to purchase,~~
17 ~~carry, possess, or transport pistols, or his or her duly authorized~~
18 ~~deputy, or the sheriff or his or her duly authorized deputy, in the~~
19 ~~parts of a county not included within a city, township, or village~~
20 ~~having an organized police department, in discharging the duty to~~
21 ~~issue licenses~~ **A licensing authority** shall with due speed and
22 diligence issue licenses to purchase, carry, possess, or transport
23 pistols to qualified applicants unless ~~he or she~~ **the licensing**
24 **authority** has probable cause to believe that the applicant would be
25 a threat to himself or herself or to other individuals, or would
26 commit an offense with the pistol that would violate a law of this
27 or another state or of the United States. An applicant is qualified
28 if all of the following circumstances exist:

29 (a) The ~~person~~ **individual** is not subject to an order or

1 disposition for which he or she has received notice and an
2 opportunity for a hearing, and which was entered into the law
3 enforcement information network under any of the following:

4 (i) Section 464a of the mental health code, 1974 PA 258, MCL
5 330.1464a.

6 (ii) Section 5107 of the estates and protected individuals
7 code, 1998 PA 386, MCL 700.5107, or section 444a of former 1978 PA
8 642.

9 (iii) Section 2950 of the revised judicature act of 1961, 1961
10 PA 236, MCL 600.2950.

11 (iv) Section 2950a of the revised judicature act of 1961, 1961
12 PA 236, MCL 600.2950a.

13 (v) Section 14 of 1846 RS 84, MCL 552.14.

14 (vi) Section 6b of chapter V of the code of criminal procedure,
15 1927 PA 175, MCL 765.6b, if the order has a condition imposed under
16 section 6b(3) of chapter V of the code of criminal procedure, 1927
17 PA 175, MCL 765.6b.

18 (vii) Section 16b of chapter IX of the code of criminal
19 procedure, 1927 PA 175, MCL 769.16b.

20 (b) The ~~person-individual~~ is 18 years of age or older or, if
21 the seller is ~~licensed under 18 USC 923,~~ **a federally licensed**
22 **firearms dealer**, is 21 years of age or older.

23 (c) The ~~person-individual~~ is a citizen of the United States or
24 an alien lawfully admitted into the United States and is a legal
25 resident of this state. For the purposes of this section, ~~a person~~
26 **an individual** is considered a legal resident of this state if any
27 of the following apply:

28 (i) The ~~person-individual~~ has a valid, lawfully obtained
29 Michigan driver license issued under the Michigan vehicle code,

1 1949 PA 300, MCL 257.1 to 257.923, or an official state personal
2 identification card issued under 1972 PA 222, MCL 28.291 to 28.300.

3 (ii) The ~~person~~**individual** is lawfully registered to vote in
4 this state.

5 (iii) The ~~person~~**individual** is on active duty status with the
6 United States ~~armed forces~~**Armed Forces** and is stationed outside of
7 this state, but the ~~person's~~**individual's** home of record is in this
8 state.

9 (iv) The ~~person~~**individual** is on active duty status with the
10 United States ~~armed forces~~**Armed Forces** and is permanently
11 stationed in this state, but the ~~person's~~**individual's** home of
12 record is in another state.

13 (d) A felony charge or a criminal charge listed in section 5b
14 against the ~~person~~**individual** is not pending at the time of
15 application.

16 (e) The ~~person~~**individual** is not prohibited from possessing,
17 using, transporting, selling, purchasing, carrying, shipping,
18 receiving, or distributing a firearm under section 224f of the
19 Michigan penal code, 1931 PA 328, MCL 750.224f.

20 (f) The ~~person~~**individual** has not been adjudged insane in this
21 state or elsewhere unless he or she has been adjudged restored to
22 sanity by court order.

23 (g) The ~~person~~**individual** is not under an order of involuntary
24 commitment in an inpatient or outpatient setting due to mental
25 illness.

26 (h) The ~~person~~**individual** has not been adjudged legally
27 incapacitated in this state or elsewhere. This subdivision does not
28 apply to ~~a person~~**an individual** who has had his or her legal
29 capacity restored by order of the court.

1 (4) ~~Applications~~ **An applicant** for ~~licenses~~ **a license** under
 2 this section shall ~~be signed by the applicant~~ **sign the application**
 3 under oath ~~upon forms~~ **on a form** provided by the director of the
 4 department of state police. ~~Licenses~~ **A licensing authority shall**
 5 **issue a license** to purchase, carry, possess, or transport pistols
 6 ~~shall be executed in triplicate upon forms on a form~~ provided by
 7 the director of the department of state police. ~~and shall be signed~~
 8 ~~by the~~ **The licensing authority shall sign any license issued under**
 9 **this section.** ~~Three~~ **The licensing authority shall deliver 3** copies
 10 of the license ~~shall be delivered to the applicant. by the~~
 11 ~~licensing authority.~~ A license is void unless used within 30 days
 12 after the date it is issued.

13 (5) If an individual purchases or otherwise acquires a pistol,
 14 the seller shall fill out the license forms describing the pistol,
 15 together with the date of sale or acquisition, and sign his or her
 16 name ~~in ink~~ indicating that the pistol was sold to or otherwise
 17 acquired by the purchaser. The purchaser shall also sign his or her
 18 name ~~in ink~~ indicating the purchase or other acquisition of the
 19 pistol from the seller. The seller may retain a copy of the license
 20 as a record of the transaction. The purchaser shall receive 2
 21 copies of the license. The purchaser shall, **within 10 days after**
 22 **the date the pistol is purchased or acquired,** return 1 copy of the
 23 license to the licensing authority ~~within 10 days after the date~~
 24 ~~the pistol is purchased or acquired. The return of the copy to the~~
 25 ~~licensing authority may be made in person, or may be made~~ **return 1**
 26 **copy of the license to the licensing authority** by first-class mail
 27 or certified mail sent ~~within the 10-day period to the proper~~
 28 address of the licensing authority, **or electronically submit 1 copy**
 29 **of the license to the department of state police. The department of**

1 **state police shall provide a system for a purchaser to**
2 **electronically submit his or her copy of the license to the**
3 **department.** A purchaser who fails to comply with the requirements
4 of this subsection is responsible for a state civil infraction and
5 may be fined not more than \$250.00. If a purchaser is found
6 responsible for a state civil infraction under this subsection, the
7 court shall notify the department of state police of that
8 determination.

9 (6) Within 10 days after receiving the license copy returned
10 under subsection (5), ~~the~~**a** licensing authority shall
11 electronically enter the information into the pistol entry database
12 as required by the department of state police if ~~it~~**the licensing**
13 **authority** has the ability to electronically enter that information.
14 If ~~the~~**a** licensing authority does not have that ability, the
15 licensing authority shall provide that information to the
16 department of state police in a manner otherwise required by the
17 department of state police. Any licensing authority that provided
18 pistol descriptions to the department of state police under former
19 section 9 of this act shall continue to provide pistol descriptions
20 to the department of state police under this subsection. Within 48
21 hours after entering or otherwise providing the information on the
22 license copy returned under subsection (5) to the department of
23 state police, ~~the~~**a** licensing authority shall forward the copy of
24 the license to the department of state police. The purchaser has
25 the right to obtain a copy of the information placed in the pistol
26 entry database under this subsection to verify the accuracy of that
27 information. The licensing authority may charge a fee not to exceed
28 \$1.00 for the cost of providing the copy. The licensee may carry,
29 use, possess, and transport the pistol for 30 days beginning on the

1 date of purchase or acquisition only while he or she is in
2 possession of his or her copy of the license. However, the ~~person~~
3 **individual** is not required to have the license in his or her
4 possession while carrying, using, possessing, or transporting the
5 pistol after this period.

6 (7) This section does not apply to the purchase of pistols
7 from wholesalers by dealers regularly engaged in the business of
8 selling pistols at retail, or to the sale, barter, or exchange of
9 pistols kept as relics or curios not made for modern ammunition or
10 permanently deactivated.

11 (8) This section does not prevent the transfer of ownership of
12 pistols to an heir or devisee, whether by testamentary bequest or
13 by the laws of intestacy regardless of whether the pistol ~~is~~
14 ~~registered with~~ **sale is reported to** this state. An individual who
15 has inherited a pistol shall obtain a license as required in this
16 section within 30 days ~~of~~ **after** taking physical possession of the
17 pistol. The license may be signed by a next of kin of the decedent
18 or the person authorized to dispose of property under the estates
19 and protected individuals code, 1998 PA 386, MCL 700.1101 to
20 700.8206, including when the next of kin is the individual
21 inheriting the pistol. If the heir or devisee is not qualified for
22 a license under this section, the heir or devisee may direct the
23 next of kin or person authorized to dispose of property under the
24 estates and protected individuals code, 1998 PA 386, MCL 700.1101
25 to 700.8206, to dispose of the pistol in any manner that is lawful
26 and the heir or devisee considers appropriate. The person
27 authorized to dispose of property under the estates and protected
28 individuals code, 1998 PA 386, MCL 700.1101 to 700.8206, is not
29 required to obtain a license under this section if he or she takes

1 temporary lawful possession of the pistol in the process of
2 disposing of the pistol pursuant to the decedent's testamentary
3 bequest or the laws of intestacy. A law enforcement agency may not
4 seize or confiscate a pistol being transferred by testamentary
5 bequest or the laws of intestacy unless the heir or devisee does
6 not qualify for obtaining a license under this section and the next
7 of kin or person authorized to dispose of property under the
8 estates and protected individuals code, 1998 PA 386, MCL 700.1101
9 to 700.8206, is unable to retain his or her temporary possession of
10 the pistol or find alternative lawful storage. If a law enforcement
11 agency seizes or confiscates a pistol under this subsection, the
12 heir or devisee who is not qualified to obtain a license under this
13 section retains ownership interest in the pistol and, within 30
14 days ~~of~~**after** being notified of the seizure or confiscation, may
15 file with a court of competent jurisdiction to direct the law
16 enforcement agency to lawfully transfer or otherwise dispose of the
17 pistol. A pistol seized under this subsection ~~shall~~**must** not be
18 destroyed, sold, or used while in possession of the seizing entity
19 or its agents until 30 days have passed since the heir or devisee
20 has been notified of the seizure and no legal action regarding the
21 lawful possession or ownership of the seized pistol has been filed
22 in any court and is pending. As used in this subsection:

23 (a) "Devisee" means that term as defined in section 1103 of
24 the estates and protected individuals code, 1998 PA 386, MCL
25 700.1103.

26 (b) "Heir" means that term as defined in section 1104 of the
27 estates and protected individuals code, 1998 PA 386, MCL 700.1104.

28 (9) An individual who is not a resident of this state is not
29 required to obtain a license under this section if all of the

1 following conditions apply:

2 (a) The individual is licensed in his or her state of
3 residence to purchase, carry, or transport a pistol.

4 (b) The individual is in possession of the license described
5 in subdivision (a).

6 (c) The individual is the owner of the pistol he or she
7 possesses, carries, or transports.

8 (d) The individual possesses the pistol for a lawful purpose.

9 (e) The individual is in this state for a period of 180 days
10 or less and does not intend to establish residency in this state.

11 (10) An individual who is a nonresident of this state shall
12 present the license described in subsection (9) (a) upon the demand
13 of a police officer. An individual who violates this subsection is
14 guilty of a misdemeanor punishable by imprisonment for not more
15 than 90 days or a fine of not more than \$100.00, or both.

16 (11) The licensing authority may require ~~a person~~**an**
17 **individual** claiming active duty status with the United States ~~armed~~
18 ~~forces~~**Armed Forces** to provide proof of 1 or both of the following:

19 (a) The ~~person's~~**individual's** home of record.

20 (b) Permanent active duty assignment in this state.

21 (12) This section does not apply to ~~a person~~**an individual** who
22 is younger than the age required under subsection (3) (b) and who
23 possesses a pistol if all of the following conditions apply:

24 (a) The ~~person~~**individual** is not otherwise prohibited from
25 possessing that pistol.

26 (b) The ~~person~~**individual** is at a recognized target range.

27 (c) The ~~person~~**individual** possesses the pistol for the purpose
28 of target practice or instruction in the safe use of a pistol.

29 (d) The ~~person~~**individual** is in the physical presence and

1 under the direct supervision of any of the following:

2 (i) The ~~person's~~**individual's** parent.

3 (ii) The ~~person's~~**individual's** guardian.

4 (iii) An individual who is 21 years of age or older, who is
5 authorized by the ~~person's~~**individual's** parent or guardian, and who
6 has successfully completed a pistol safety training course or class
7 that meets the requirements of section 5j(1)(a), (b), or (d), and
8 received a certificate of completion.

9 (e) The owner of the pistol is physically present.

10 (13) This section does not apply to a ~~person~~**an individual** who
11 possesses a pistol if all of the following conditions apply:

12 (a) The ~~person~~**individual** is not otherwise prohibited from
13 possessing a pistol.

14 (b) The ~~person~~**individual** is at a recognized target range or
15 shooting facility.

16 (c) The ~~person~~**individual** possesses the pistol for the purpose
17 of target practice or instruction in the safe use of a pistol.

18 (d) The owner of the pistol is physically present and
19 supervising the use of the pistol.

20 (14) A ~~person~~**An individual** who forges any matter on an
21 application for a license under this section is guilty of a felony,
22 punishable by imprisonment for not more than 4 years or a fine of
23 not more than \$2,000.00, or both.

24 (15) A licensing authority shall implement this section during
25 all of the licensing authority's normal business hours and shall
26 set hours for implementation that allow an applicant to use the
27 license within the time period set forth in subsection (4).

28 Sec. 2a. (1) The following individuals are not required to
29 obtain a license under section 2 to purchase, carry, possess, use,

1 or transport a pistol:

2 (a) An individual licensed under section 5b, except for an
3 individual who has an emergency license issued under section 5a(4)
4 or a receipt serving as a concealed pistol license under section
5 5b(9) or 5l(3).

6 (b) A federally licensed firearms dealer.

7 (c) An individual who purchases a pistol from a federally
8 licensed firearms dealer in compliance with 18 USC 922(t).

9 (d) An individual currently employed as a police officer who
10 is licensed or certified under the Michigan commission on law
11 enforcement standards act, 1965 PA 203, MCL 28.601 to 28.615.

12 (2) If an individual described in subsection (1) purchases or
13 otherwise acquires a pistol, the seller shall complete a record in
14 triplicate on a form provided by the department of state police.
15 The record ~~shall~~**must** include the purchaser's concealed weapon
16 license number, the number of the purchaser's license or
17 certificate issued under the Michigan commission on law enforcement
18 standards act, 1965 PA 203, MCL 28.601 to 28.615, or, if the
19 purchaser is a federally licensed firearms dealer, his or her
20 dealer license number. If the purchaser is not licensed under
21 section 5b or does not have a license or certificate issued under
22 the Michigan commission on law enforcement standards act, 1965 PA
23 203, MCL 28.601 to 28.615, and is not a federally licensed firearms
24 dealer, the record ~~shall~~**must** include the dealer license number of
25 the federally licensed firearms dealer who is selling the pistol.
26 The purchaser shall sign the record. The seller may retain 1 copy
27 of the record. The purchaser shall receive 2 copies of the record.
28 ~~and~~**The purchaser shall, within 10 days after the purchase or**
29 **acquisition of the pistol,** forward 1 copy to the ~~police department~~

1 ~~of the city, village, or township in which the purchaser resides,~~
2 ~~or, if the purchaser does not reside in a city, village, or~~
3 ~~township having a police department, to the county sheriff, within~~
4 ~~10 days following the purchase or acquisition. The return of the~~
5 ~~copy to the police department or county sheriff may be made~~
6 **licensing authority** in person, ~~or may be made~~ **return 1 copy of the**
7 **record to the licensing authority** by first-class mail or certified
8 mail sent ~~within the 10-day period to the proper address of the~~
9 ~~police department or county sheriff.~~ **licensing authority, or**
10 **electronically submit 1 copy of the record to the department of**
11 **state police. The department of state police shall provide a system**
12 **for a seller to electronically submit his or her copy of the record**
13 **to the department.** A purchaser who fails to comply with the
14 requirements of this subsection is responsible for a state civil
15 infraction and may be fined not more than \$250.00. If a purchaser
16 is found responsible for a state civil infraction under this
17 subsection, the court shall notify the department of state police.
18 If the purchaser is licensed under section 5b, the court shall
19 notify the licensing authority of that determination.

20 (3) Within 10 days after receiving the record copy returned
21 under subsection (2), the ~~police department or county sheriff~~
22 **licensing authority** shall electronically enter the information into
23 the pistol entry database as required by the department of state
24 police if ~~it~~ **the licensing authority** has the ability to
25 electronically enter that information. If the ~~police department or~~
26 ~~county sheriff~~ **licensing authority** does not have that ability, the
27 ~~police department or county sheriff~~ **licensing authority** shall
28 provide that information to the department of state police in a
29 manner otherwise required by the department of state police. Any

1 ~~police department or county sheriff~~ **licensing authority** that
2 provided pistol descriptions to the department of state police
3 under former section 9 of this act shall continue to provide pistol
4 descriptions to the department of state police under this
5 subsection. Within 48 hours after entering or otherwise providing
6 the information on the record copy returned under subsection (2) to
7 the department of state police, the ~~police department or county~~
8 ~~sheriff~~ **licensing authority** shall forward the copy of the record to
9 the department of state police. The purchaser ~~has the right to~~ **may**
10 obtain a copy of the information placed in the pistol entry
11 database under this subsection to verify the accuracy of that
12 information. The ~~police department or county sheriff~~ **licensing**
13 **authority** may charge a fee not to exceed \$1.00 for the cost of
14 providing the copy. The purchaser may carry, use, possess, and
15 transport the pistol for 30 days beginning on the date of purchase
16 or acquisition only while he or she is in possession of his or her
17 copy of the record. However, the ~~person~~ **individual** is not required
18 to have the record in his or her possession while carrying, using,
19 possessing, or transporting the pistol after this period.

20 (4) This section does not apply to ~~a person~~ **an individual** or
21 entity exempt under section 2(7).

22 (5) An individual who makes a material false statement on a
23 sales record under this section is guilty of a felony punishable by
24 imprisonment for not more than 4 years or a fine of not more than
25 \$2,500.00, or both.

26 (6) The department of state police may promulgate rules to
27 implement this section.

28 (7) The Michigan commission on law enforcement standards shall
29 provide license or certificate information, as applicable, to the

1 department of state police to verify the requirements of this
2 section.

3 (8) As used in this section, ÷

4 ~~(a) "Federally licensed firearms dealer" means a person~~
5 ~~licensed to sell firearms under 18 USC 923.~~

6 ~~(b) "Person"~~ **"person"** means an individual, partnership,
7 corporation, association, or other legal entity.