

HOUSE BILL NO. 5366

October 05, 2021, Introduced by Reps. LaFave and Beeler and referred to the Committee on Military, Veterans and Homeland Security.

A bill to amend 1931 PA 328, entitled
"The Michigan penal code,"
by amending sections 227 and 230 (MCL 750.227 and 750.230), section
227 as amended by 1986 PA 8; and to repeal acts and parts of acts.

THE PEOPLE OF THE STATE OF MICHIGAN ENACT:

1 Sec. 227. (1) A person shall not carry a dagger, dirk,
2 stiletto, a double-edged nonfolding stabbing instrument of any
3 length, or any other dangerous weapon, ~~except a hunting knife~~
4 ~~adapted and carried as such,~~ concealed on or about his or her

1 person, or whether concealed or otherwise in any vehicle operated
 2 or occupied by the person, except in his or her dwelling house ~~or~~
 3 place of business or on other land possessed by the person. **This**
 4 **subsection does not apply to either of the following:**

5 (a) A person carrying a hunting knife adapted and carried as a
 6 hunting knife concealed on or about his or her person or whether
 7 concealed or otherwise in any vehicle operated or occupied by the
 8 person.

9 (b) A person carrying a pistol concealed on or about his or
 10 her person or whether concealed or otherwise in any vehicle
 11 operated or occupied by the person.

12 ~~(2) A person shall not carry a pistol concealed on or about~~
 13 ~~his or her person, or, whether concealed or otherwise, in a vehicle~~
 14 ~~operated or occupied by the person, except in his or her dwelling~~
 15 ~~house, place of business, or on other land possessed by the person,~~
 16 ~~without a license to carry the pistol as provided by law and if~~
 17 ~~licensed, shall not carry the pistol in a place or manner~~
 18 ~~inconsistent with any restrictions upon such license.~~

19 (2) ~~(3)~~ A person who violates this section is guilty of a
 20 felony ~~or~~ punishable by imprisonment for not more than 5 years ~~or~~
 21 ~~by~~ a fine of not more than \$2,500.00.

22 Sec. 230. A person who ~~shall wilfully alter, remove, or~~
 23 ~~obliterate~~ **willfully alters, removes, or obliterates** the name of
 24 the maker, model, manufacturer's number, or other mark of identity
 25 of a pistol or other firearm, ~~shall be~~ **is** guilty of a felony ~~or~~
 26 punishable by imprisonment for not more than 2 years or **a** fine of
 27 not more than \$1,000.00. Possession of a firearm upon which the
 28 number ~~shall have~~ **has** been altered, removed, or obliterated, other
 29 than an antique firearm as defined by section ~~231a(2)(a) or (b),~~

1 ~~shall be~~ **237a, is** presumptive evidence that the possessor has
2 altered, removed, or obliterated the same.

3 Enacting section 1. Section 231a of the Michigan penal code,
4 1931 PA 328, MCL 750.231a, is repealed.

5 Enacting section 2. This amendatory act does not take effect
6 unless Senate Bill No. ____ or House Bill No. 5367 (request no.
7 00857'21) of the 101st Legislature is enacted into law.