

# SENATE BILL NO. 1149

November 26, 2024, Introduced by Senator MCMORROW and referred to the Committee on Civil Rights, 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,"  
(MCL 28.421 to 28.435) by adding section 14c.

**THE PEOPLE OF THE STATE OF MICHIGAN ENACT:**

1       Sec. 14c. (1) A person shall not do any of the following:

2           (a) Knowingly manufacture or assemble, cause to be  
3 manufactured or assembled, import, purchase, sell, offer to sell,  
4 or transfer ownership of any firearm that is not imprinted with a  
5 valid serial number.

6           (b) Knowingly import, purchase, sell, offer to sell, or  
7 transfer ownership of any completed or unfinished frame or  
8 receiver, unless the completed or unfinished frame or receiver is  
9 considered a firearm under 18 USC 921 and is imprinted with a valid  
10 serial number.

11          (c) Beginning January 1, 2025, knowingly possess a firearm or  
12 any completed or unfinished frame or receiver that is not imprinted  
13 with a valid serial number.

14          (d) Knowingly manufacture or assemble or cause to be  
15 manufactured or assembled, import, sell, offer to sell, transfer,  
16 or possess any undetectable firearm.

17          (e) Knowingly manufacture or assemble more than 3 firearms or  
18 completed or unfinished frames or receivers in this state in a  
19 calendar year without a license to manufacture firearms.

20          (f) Use a 3-dimensional printer or computer numerical control  
21 milling machine to manufacture or assemble any firearm or completed  
22 or unfinished frame or receiver in this state without a license to  
23 manufacture firearms.

24          (g) Sell, offer to sell, transfer, purchase, or receive a 3-  
25 dimensional printer or computer numerical control milling machine  
26 in a manner that knowingly or recklessly causes another person in

1 this state to engage in conduct prohibited by subdivision (f), or  
2 in a manner that otherwise knowingly or recklessly aids, abets,  
3 promotes, or facilitates conduct prohibited by subdivision (f), if  
4 the recipient does not have a license to manufacture firearms.  
5 There is a presumption that a 3-dimensional printer or computer  
6 numerical control milling machine has the primary or intended  
7 function of manufacturing or assembling firearms or completed or  
8 unfinished frames or receivers, if the printer or machine is  
9 marketed or sold in a manner that advertises that it may be used to  
10 manufacture or assemble firearms or completed or unfinished frames  
11 or receivers, or in a manner that foreseeably promotes the  
12 printer's or machine's use in manufacturing or assembling firearms  
13 or completed or unfinished frames or receivers, regardless of  
14 whether the printer or machine is otherwise described or classified  
15 as having other functions or as a general-purpose printer or  
16 machine.

17 (h) Sell or transfer ownership of a firearm if any of the  
18 following:

19 (i) The person manufactured or assembled the firearm without a  
20 license to manufacture firearms.

21 (ii) The person knowingly caused the firearm to be manufactured  
22 or assembled by another person that does not have a license to  
23 manufacture firearms.

24 (iii) The person is aware that the firearm was manufactured or  
25 assembled by another person that does not have a license to  
26 manufacture firearms.

27 (i) Knowingly allow, facilitate, aid, abet, or cause the  
28 manufacture or assembling of a firearm or completed or unfinished  
29 frame or receiver, by a person who is legally prohibited from

1 possessing a firearm or completed or unfinished frame or receiver  
2 under state or federal law.

3 (j) Knowingly allow, facilitate, aid, abet, or cause the  
4 manufacture or assembly of any firearm or completed or unfinished  
5 frame or receiver that is not imprinted with a valid serial number.

6 (2) A person who manufactures or assembles a firearm or  
7 completed or unfinished frame or receiver in this state and who  
8 does not have a license to manufacture firearms shall, not later  
9 than 10 days after manufacturing or assembling the firearm or frame  
10 or receiver, notify the director in a form and manner to be  
11 prescribed, and provide any identifying information concerning the  
12 firearm or frame or receiver and the owner of the firearm or frame  
13 or receiver requested by the director, including, but not limited  
14 to, the serial number of the firearm or frame or receiver.

15 (3) A person who violates this section is guilty of the  
16 following:

17 (a) For a first offense, a misdemeanor punishable by  
18 imprisonment for not more than 1 year, a fine of not more than  
19 \$5,000.00, or both.

20 (b) For a second or subsequent offense, a felony punishable by  
21 imprisonment for not more than 5 years, a fine of not more than  
22 \$10,000.00, or both.

23 (4) This section does not apply to any of the following:

24 (a) An antique firearm, any completed or unfinished frame or  
25 receiver of an antique firearm, or any firearm or completed or  
26 unfinished frame or receiver that has been rendered permanently  
27 inoperable.

28 (b) The sale, offer for sale, or transfer of ownership of a  
29 firearm, or any completed or unfinished frame or receiver, to a law

1 enforcement agency.

2 (c) The manufacture or assembly, importation, purchase,  
3 transfer, or possession of a firearm, or any completed or  
4 unfinished frame or receiver, by a law enforcement agency for law  
5 enforcement purposes.

6 (d) The sale or transfer of ownership of a firearm, or any  
7 completed or unfinished frame or receiver, to a federally licensed  
8 gunsmith, manufacturer, or importer, or to any other federal  
9 licensee authorized to serialize firearms.

10 (e) The manufacture or assembly, importation, purchase, or  
11 possession of a firearm, or any completed or unfinished frame or  
12 receiver, by a federally licensed gunsmith, manufacturer, or  
13 importer, or by any other federal licensee authorized to serialize  
14 firearms.

15 (f) A member of any of the following, while on duty and acting  
16 in the scope and course of employment:

17 (i) The United States Armed Forces or the National Guard.

18 (ii) A law enforcement agency.

19 (iii) A forensic laboratory.

20 (g) A common carrier, motor carrier, air carrier, or carrier  
21 affiliated with an air carrier through common controlling interest,  
22 or an authorized agent of that carrier, when acting in the scope  
23 and course of duties incident to the receipt, processing,  
24 transportation, or delivery of property.

25 (h) An authorized representative of a local, state, or federal  
26 government that receives a firearm or any completed or unfinished  
27 frame or receiver as part of an authorized, voluntary buyback  
28 program in which the governmental entity is buying or receiving  
29 firearms or any completed or unfinished frames or receivers from

1 private individuals.

2 (i) The possession and disposition of a firearm or any  
3 completed or unfinished frame or receiver by a person that meets  
4 all of the following:

5 (i) The person is not prohibited by state or federal law from  
6 possessing the firearm or completed or unfinished frame or  
7 receiver.

8 (ii) The person possessed the firearm or any completed or  
9 unfinished frame or receiver no longer than was necessary to  
10 deliver it to a law enforcement agency for that agency's  
11 disposition according to law.

12 (iii) If the person is transporting the firearm or any completed  
13 or unfinished frame or receiver, the person is transporting it to a  
14 law enforcement agency in order to deliver it to the agency for the  
15 agency's disposition according to law.

16 (j) The possession or importation of a firearm or any  
17 completed or unfinished frame or receiver by an individual moving  
18 into this state who, not later than 90 days after moving into this  
19 state, causes the firearm or completed or unfinished frame or  
20 receiver to be imprinted with a valid serial number, removes the  
21 weapon from this state, or otherwise comes into compliance with  
22 this section.

23 (5) As used in this section:

24 (a) "Antique firearm" means that term as defined in 27 CFR  
25 479.11.

26 (b) "Director" means the director of the department of state  
27 police or the director's designee.

28 (c) "Federal licensee authorized to serialize firearms" means  
29 a person, firm, corporation, or other entity that holds any valid

1 federal license that authorizes the person, firm, corporation, or  
2 other entity to imprint serial numbers on firearms and completed or  
3 unfinished frames or receivers under 18 USC 923.

4 (d) "Federally licensed gunsmith, manufacturer, or importer"  
5 means a person, firm, corporation, or other entity that holds a  
6 valid gunsmith license, or license to manufacture or import  
7 firearms issued under 18 USC 923.

8 (e) "Frame" means that term as defined in 27 CFR 478.12.

9 (f) "License to manufacture firearms" means a valid license to  
10 manufacture firearms issued under 18 USC 923.

11 (g) "Major component" means that term as defined in 18 USC  
12 922.

13 (h) "Manufacture or assemble" means to fabricate, construct,  
14 fit together component parts of, or otherwise produce a firearm or  
15 completed or unfinished frame or receiver, including through  
16 additive, subtractive, or other processes.

17 (i) "Receiver" means that term as defined in 27 CFR 478.12.

18 (j) "Security exemplar" means that term as defined in 18 USC  
19 922.

20 (k) "3-dimensional printer" means a computer-aided  
21 manufacturing device capable of producing a 3-dimensional object  
22 from a 3-dimensional digital model through an additive  
23 manufacturing process that involves the layering of 2-dimensional  
24 cross sections formed of a resin or similar material that are fused  
25 together to form a 3-dimensional object.

26 (l) "Undetectable firearm" means a firearm manufactured,  
27 assembled, or otherwise comprised entirely of nonmetal substances,  
28 if 1 of the following is true:

29 (i) After removal of all parts except major components, the

1 firearm is not detectable as a security exemplar by a walk-through  
2 metal detector calibrated to detect the security exemplar.

3 (ii) The firearm includes a major component that, if subjected  
4 to inspection by the types of X-ray machines commonly used at  
5 airports, would not generate an image that accurately depicts the  
6 shape of the component.

7 (m) "Unfinished frame or receiver" means a forging, casting,  
8 printing, extrusion, machined body, or similar item that does  
9 either of the following:

10 (i) Is designed to or may readily be completed, assembled, or  
11 otherwise converted to function as a frame or receiver.

12 (ii) Is marketed or sold to the public to become or be used as  
13 the frame or receiver of a functional firearm once completed,  
14 assembled, or otherwise converted.

15 (n) Unfinished frame or receiver does not include a component  
16 designed and intended for use in an antique firearm.

17 (o) "Valid serial number" means a serial number that has been  
18 imprinted by a person authorized to serialize firearms in  
19 accordance with federal law, or that has otherwise been assigned to  
20 a firearm or completed or unfinished frame or receiver in  
21 accordance with 26 USC 5842.