



SENATE BILL No. 88

January 13, 1993, Introduced by Senator HONIGMAN and referred to the Committee on Family Law, Criminal Law, and Corrections.

A bill to amend section 12a of Act No. 372 of the Public Acts of 1927, entitled as amended

"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; to provide for the forfeiture of firearms possessed in violation of this act; to provide immunity from civil liability under certain circumstances; to prescribe the powers and duties of certain state and local agencies; and to repeal all acts and parts of acts inconsistent with the provisions of this act,"

being section 28.432a of the Michigan Compiled Laws.

THE PEOPLE OF THE STATE OF MICHIGAN ENACT:

1 Section 1. Section 12a of Act No. 372 of the Public Acts of
2 1927, being section 28.432a of the Michigan Compiled Laws, is
3 amended to read as follows:

4 Sec. 12a. Section 6 does not apply to:

5 (a) A peace officer of a duly authorized police agency of
6 the United States or of this state or a political subdivision of

1 this state, who is regularly employed and paid by the United
2 States or this state or a subdivision of this state, except that
3 section 6 does apply to a township constable.

4 (b) A constable who is trained and certified pursuant to THE
5 MICHIGAN LAW ENFORCEMENT OFFICERS TRAINING COUNCIL ACT OF 1965,
6 Act No. 203 of the Public Acts of 1965, as amended, being sec-
7 tions 28.601 to 28.616 of the Michigan Compiled Laws, who is
8 engaged in his or her official duties or going to or coming from
9 his or her official duties, and who is regularly employed and
10 paid by a political subdivision of this state.

11 (c) A person regularly employed by the department of correc-
12 tions and authorized in writing by the director of the department
13 of corrections to carry a concealed weapon concealed during the
14 performance of his or her duties or while going to or returning
15 from his or her duties.

16 (d) A member of the army, air force, navy, or marine corps
17 of the United States while carrying a weapon in line of duty.

18 (e) A member of the national guard, armed forces reserves,
19 or other duly authorized military organization while on duty or
20 drill or while going to or returning from his or her place of
21 assembly or practice or while carrying a weapon used for purposes
22 of a military organization.

23 (f) A person ~~licensed~~ HOLDING A VALID LICENSE to carry a
24 pistol concealed upon his or her person issued by another state.

25 (g) The regular and ordinary transportation of a pistol as
26 merchandise by an authorized agent of a person licensed to
27 manufacture firearms.

1 (h) A person while carrying a pistol unloaded in a wrapper
2 or container in the trunk of his or her vehicle from the place of
3 purchase to his or her home or place of business or to a place of
4 repair or back to his or her home or place of business, or in
5 moving goods from 1 place of abode or business to another place
6 of abode or business.

7 (I) A RESERVE PEACE OFFICER. AS USED IN THIS SUBDIVISION,
8 "RESERVE PEACE OFFICER" MEANS A PERSON WHO IS A BONA FIDE MEMBER
9 OF A RESERVE OR AUXILIARY UNIT OF A DULY AUTHORIZED POLICE AGENCY
10 OF THE UNITED STATES, THIS STATE, OR A POLITICAL SUBDIVISION OF
11 THIS STATE AND WHO HAS THE POWERS AND PRIVILEGES OF A PEACE
12 OFFICER.

13 Section 2. This amendatory act shall not take effect unless
14 Senate Bill No. 87
15 of the 87th Legislature is enacted into law.