



SENATE BILL No. 972

January 18, 1994, Introduced by Senators Dingell, Welborn, Dillingham, Kelly, Cherry, Arthurs and Ciskie and referred to the Committee on Family Law, Mental Health, and Corrections

A bill to amend sections 2 and 6 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,"

section 2 as amended by Act No 220 of the Public Acts of 1992 and section 6 as amended by Act No 295 of the Public Acts of 1984, being sections 28 422 and 28 426 of the Michigan Compiled Laws and to add section 2b

THE PEOPLE OF THE STATE OF MICHIGAN ENACT

1 Section 1 Sections 2 and 6 of Act No 372 of the Public
2 Acts of 1927, section 2 as amended by Act No 220 of the Public

1 Acts of 1992 and section 6 as amended by Act No 295 of the
2 Public Acts of 1984, being sections 28 422 and 28 426 of the
3 Michigan Compiled Laws, are amended and section 2b is added to
4 read as follows

5 Sec 2 (1) Except as provided in subsection (2), a person
6 shall not purchase, carry, or transport a pistol in this state
7 without first having obtained a license for the pistol as pre-
8 scribed in this section

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

14 (3) The commissioner or chief of police of a city, township,
15 or village police department that issues licenses to purchase,
16 carry, or transport pistols, or his or her duly authorized
17 deputy, or the sheriff or his or her duly authorized deputy, in
18 the parts of a county not included within a city, township, or
19 village having an organized police department, in discharging the
20 duty to issue licenses shall with due speed and diligence issue
21 licenses to purchase, carry, or transport pistols to qualified
22 applicants residing within the city, village, township, or
23 county, as applicable unless he or she has probable cause to
24 believe that the applicant would be a threat to himself or her-
25 self or to other individuals, or would commit an offense with the
26 pistol that would violate a law of this or another state or of

1 the United States An applicant is qualified if all of the
2 following circumstances exist

3 (A) THE PERSON IS NOT SUBJECT TO AN ORDER OR DISPOSITION FOR
4 WHICH HE OR SHE HAS RECEIVED NOTICE AND AN OPPORTUNITY FOR A
5 HEARING, AND WHICH WAS ENTERED INTO THE LAW ENFORCEMENT INFORMA-
6 TION NETWORK PURSUANT TO ANY OF THE FOLLOWING

7 (1) SECTION 464A(1) OF THE MENTAL HEALTH CODE, ACT NO 258
8 OF THE PUBLIC ACTS OF 1974, BEING SECTION 330 1464A OF THE
9 MICHIGAN COMPILED LAWS

10 (11) SECTION 444A(1) OF THE REVISED PROBATE CODE, ACT
11 NO 642 OF THE PUBLIC ACTS OF 1978, BEING SECTION 700 444A OF THE
12 MICHIGAN COMPILED LAWS

13 (111) SECTION 2950(9) OF THE REVISED JUDICATURE ACT OF 1961,
14 ACT NO 236 OF THE PUBLIC ACTS OF 1961, BEING SECTION 600 2950 OF
15 THE MICHIGAN COMPILED LAWS

16 (1v) SECTION 2950A(7) OF ACT NO 236 OF THE PUBLIC ACTS OF
17 1961, BEING SECTION 600 2950A OF THE MICHIGAN COMPILED LAWS

18 (v) SECTION 14(7) OF CHAPTER 84 OF THE REVISED STATUTES OF
19 1846, BEING SECTION 552 14 OF THE MICHIGAN COMPILED LAWS

20 (v1) SECTION 6B(5) OF CHAPTER V OF THE CODE OF CRIMINAL PRO-
21 CEDURE, ACT NO 175 OF THE PUBLIC ACTS OF 1927, BEING SECTION
22 765 6B OF THE MICHIGAN COMPILED LAWS, IF THE ORDER HAS A CONDI-
23 TION IMPOSED PURSUANT TO SECTION 6B(3) OF CHAPTER V OF ACT
24 NO 175 OF THE PUBLIC ACTS OF 1927

25 (v11) SECTION 16B(1) OF CHAPTER IX OF ACT NO 175 OF THE
26 PUBLIC ACTS OF 1927, BEING SECTION 769 16B OF THE MICHIGAN
27 COMPILED LAWS

1 (B) ~~—(a)—~~ The person is 18 years of age or older or, if the
2 seller is licensed pursuant to section 923 of title 18 of the
3 United States Code, 18 U S C 923, is 21 years of age or older

4 (C) ~~—(b)—~~ The person is a citizen of the United States and
5 is a legal resident of this state

6 (D) ~~—(c)—~~ The person is not prohibited from possessing,
7 using, transporting, selling, purchasing, carrying, shipping,
8 receiving, or distributing a firearm under section 224f of the
9 Michigan penal code, Act No 328 of the Public Acts of 1931,
10 being section 750 224f of the Michigan Compiled Laws

11 (E) ~~—(d)—~~ The person has not been adjudged insane in this
12 state or elsewhere unless he or she has been adjudged restored to
13 sanity by court order

14 (F) ~~—(e)—~~ The person is not under an order of involuntary
15 commitment in an inpatient or outpatient setting due to mental
16 illness

17 (G) ~~—(f)—~~ The person has not been adjudged legally incapacit-
18 tated in this state or elsewhere This subdivision does not
19 apply to a person who has had his or her legal capacity restored
20 by order of the court

21 (H) ~~—(g)—~~ The person correctly answers 70% or more of the
22 questions on a basic pistol safety review questionnaire approved
23 by the basic pistol safety review board and provided to the indi-
24 vidual free of charge by the licensing authority If the person
25 fails to correctly answer 70% or more of the questions on the
26 basic pistol safety review questionnaire, the licensing authority
27 shall inform the person of the questions he or she answered

1 incorrectly and allow the person to attempt to complete another
2 basic pistol safety review questionnaire The person shall not
3 be allowed to attempt to complete more than 2 basic pistol safety
4 review questionnaires on any single day The licensing authority
5 shall allow the person to attempt to complete the questionnaire
6 during normal business hours on the day the person applies for
7 his or her license

8 (4) Applications for licenses under this section shall be
9 signed by the applicant under oath upon forms provided by the
10 director of the department of state police Licenses to pur-
11 chase, carry, or transport pistols shall be executed in tripli-
12 cate upon forms provided by the director of the department of
13 state police and shall be signed by the licensing authority
14 Three copies of the license shall be delivered to the applicant
15 by the licensing authority

16 (5) Upon the sale of the pistol, the seller shall fill out
17 the license forms describing the pistol sold, together with the
18 date of sale, and sign his or her name in ink indicating that the
19 pistol was sold to the licensee The licensee shall also sign
20 his or her name in ink indicating the purchase of the pistol from
21 the seller The seller may retain a copy of the license as a
22 record of the sale of the pistol The licensee shall return
23 2 copies of the license to the licensing authority within 10 days
24 following the purchase of the pistol

25 (6) One copy of the license shall be retained by the licens-
26 ing authority as an official record for a period of 6 years The
27 other copy of the license shall be forwarded by the licensing

1 authority within 48 hours to the director of the department of
2 state police A license is void unless used within 10 days after
3 the date of its issue

4 (7) This section does not apply to the purchase of pistols
5 from wholesalers by dealers regularly engaged in the business of
6 selling pistols at retail, or to the sale, barter, or exchange of
7 pistols kept solely as relics, curios, or antiques not made for
8 modern ammunition or permanently deactivated This section does
9 not prevent the transfer of ownership of pistols that are inher-
10 ited if the license to purchase is approved by the commissioner
11 or chief of police, sheriff, or their authorized deputies, and
12 signed by the personal representative of the estate or by the
13 next of kin having authority to dispose of the pistol

14 (8) The licensing authority shall provide a basic pistol
15 safety brochure to each applicant for a license under this sec-
16 tion before the applicant answers the basic pistol safety review
17 questionnaire A basic pistol safety brochure shall contain, but
18 is not limited to providing, information on all of the following
19 subjects

20 (a) Rules for safe handling and use of pistols

21 (b) Safe storage of pistols

22 (c) Nomenclature and description of various types of
23 pistols

24 (d) The responsibilities of owning a pistol

25 (9) The basic pistol safety brochure shall be supplied in
26 addition to the safety pamphlet required by section 9b

1 (10) The basic pistol safety brochure required in subsection
2 (8) shall be produced by a national nonprofit membership
3 organization that provides voluntary pistol safety programs that
4 include training individuals in the safe handling and use of
5 pistols

6 (11) A person who forges any matter on an application for a
7 license under this section is guilty of a felony, punishable by
8 imprisonment for not more than 4 years or a fine of not more than
9 \$2,000 00, or both

10 (12) A licensing authority shall implement this section
11 during all of the licensing authority's normal business hours and
12 shall set hours for implementation that allow an applicant to use
13 the license within the time period set forth in subsection (6)

14 SEC 2B (1) UPON ENTRY OF AN ORDER OR DISPOSITION INTO THE
15 LAW ENFORCEMENT INFORMATION NETWORK UNDER ANY PROVISION OF LAW
16 DESCRIBED IN SECTION 2(3)(A), THE DEPARTMENT OF STATE POLICE
17 SHALL IMMEDIATELY SEND WRITTEN NOTICE OF THAT ENTRY TO THE PERSON
18 WHO IS THE SUBJECT OF THE ORDER OR DISPOSITION THE NOTICE SHALL
19 BE SENT BY FIRST-CLASS MAIL TO THE LAST KNOWN ADDRESS OF THE
20 PERSON THE NOTICE SHALL INCLUDE AT LEAST ALL OF THE FOLLOWING

21 (A) THE NAME OF THE PERSON

22 (B) THE DATE THE ORDER OR DISPOSITION WAS ENTERED INTO THE
23 LAW ENFORCEMENT INFORMATION NETWORK

24 (C) A STATEMENT THAT THE PERSON CANNOT OBTAIN A LICENSE TO
25 PURCHASE A PISTOL OR OBTAIN A CONCEALED WEAPON LICENSE UNTIL THE
26 ORDER OR DISPOSITION IS REMOVED FROM THE LAW ENFORCEMENT
27 INFORMATION NETWORK

1 (2) A PERSON WHO IS THE SUBJECT OF AN ORDER ENTERED INTO THE
2 LAW ENFORCEMENT INFORMATION NETWORK UNDER ANY PROVISION OF LAW
3 DESCRIBED IN SECTION 2(3)(A) MAY REQUEST THAT THE DEPARTMENT OF
4 STATE POLICE DO EITHER OF THE FOLLOWING

5 (A) AMEND AN INACCURACY IN THE INFORMATION ENTERED INTO THE
6 LAW ENFORCEMENT INFORMATION NETWORK UNDER ANY PROVISION OF LAW
7 DESCRIBED IN SECTION 2(3)(A)

8 (B) EXPUNGE THE PERSON'S NAME AND OTHER INFORMATION CONCERN-
9 ING THE PERSON FROM THE LAW ENFORCEMENT INFORMATION NETWORK
10 REGARDING 1 OR MORE SPECIFIC ENTRIES IN THE LAW ENFORCEMENT
11 INFORMATION NETWORK UNDER ANY PROVISION OF LAW DESCRIBED IN
12 SECTION 2(3)(A) BECAUSE 1 OR MORE OF THE FOLLOWING CIRCUMSTANCES
13 EXIST

14 (1) THE PERSON IS NOT SUBJECT TO AN ORDER OF INVOLUNTARY
15 COMMITMENT IN AN INPATIENT OR OUTPATIENT SETTING DUE TO MENTAL
16 ILLNESS

17 (11) THE PERSON IS NOT LEGALLY INCAPACITATED

18 (111) THE PERSON IS NOT SUBJECT TO AN INJUNCTIVE ORDER THAT
19 PROHIBITS THE PURCHASE OR POSSESSION OF A FIREARM BY THE PERSON
20 ISSUED UNDER ANY OF THE FOLLOWING

21 (A) SECTION 2950 OF THE REVISED JUDICATURE ACT OF 1961, ACT
22 NO 236 OF THE PUBLIC ACTS OF 1961, BEING SECTION 600 2950 OF THE
23 MICHIGAN COMPILED LAWS

24 (B) SECTION 2950A OF ACT NO 236 OF THE PUBLIC ACTS OF 1961,
25 BEING SECTION 600 2950A OF THE MICHIGAN COMPILED LAWS

26 (C) SECTION 14 OF CHAPTER 84 OF THE REVISED STATUTES OF
27 1846, BEING SECTION 552 14 OF THE MICHIGAN COMPILED LAWS

1 (1v) THE PERSON IS NOT SUBJECT TO AN ORDER FOR RELEASE
2 SUBJECT TO PROTECTIVE CONDITIONS THAT PROHIBITS THE PURCHASE OR
3 POSSESSION OF A FIREARM BY THE PERSON ISSUED UNDER SECTION 6B OF
4 CHAPTER V OF ACT NO 175 OF THE PUBLIC ACTS OF 1927, BEING SEC-
5 TION 765 6B OF THE MICHIGAN COMPILED LAWS

6 (3) BEFORE THE EXPIRATION OF 30 DAYS AFTER A REQUEST IS MADE
7 TO AMEND AN INACCURACY IN THE LAW ENFORCEMENT INFORMATION NETWORK
8 UNDER SUBSECTION (2) (A) OR TO EXPUNGE 1 OR MORE SPECIFIC ENTRIES
9 FROM THE LAW ENFORCEMENT INFORMATION NETWORK UNDER SUBSECTION
10 (2) (B) (1) TO (1v), THE DEPARTMENT OF STATE POLICE SHALL CONDUCT
11 AN INVESTIGATION CONCERNING THE ACCURACY OF THE INFORMATION CON-
12 TAINED IN THE LAW ENFORCEMENT INFORMATION NETWORK AND EITHER
13 GRANT OR DENY THE REQUEST

14 (4) IF THE DEPARTMENT OF STATE POLICE REFUSES A REQUEST BY A
15 PERSON FOR AMENDMENT OR EXPUNCTION UNDER SUBSECTION (2), OR FAILS
16 TO ACT WITHIN 30 DAYS AFTER RECEIVING THE REQUEST UNDER SUBSEC-
17 TION (2), THE PERSON MAY REQUEST A HEARING BEFORE A HEARING OFFI-
18 CER APPOINTED BY THE DEPARTMENT OF STATE POLICE FOR A DETERMINA-
19 TION OF WHETHER INFORMATION ENTERED INTO THE LAW ENFORCEMENT
20 INFORMATION NETWORK SHOULD BE AMENDED OR EXPUNGED BECAUSE IT IS
21 INACCURATE OR FALSE THE DEPARTMENT OF STATE POLICE SHALL CON-
22 DUCT THE HEARING PURSUANT TO THE ADMINISTRATIVE PROCEDURES ACT OF
23 1969, ACT NO 306 OF THE PUBLIC ACTS OF 1969, BEING SECTIONS
24 24 201 TO 24 328 OF THE MICHIGAN COMPILED LAWS

25 (5) INFORMATION CONTAINED IN AN ORDER OR DISPOSITION FILED
26 WITH THE DEPARTMENT OF STATE POLICE UNDER ANY PROVISION OF LAW
27 DESCRIBED IN SECTION 2(3) (A) (1) TO (v11) IS EXEMPT FROM PUBLIC

1 DISCLOSURE UNDER THE FREEDOM OF INFORMATION ACT, ACT NO 442 OF
2 THE PUBLIC ACTS OF 1976, BEING SECTIONS 15 231 TO 15 246 OF THE
3 MICHIGAN COMPILED LAWS

4 Sec 6 (1) The prosecuting attorney, the sheriff, and the
5 director of the department of state police, or their respective
6 authorized deputies, shall constitute boards exclusively autho-
7 rized to issue a license to an applicant residing within their
8 respective counties, to carry a pistol concealed on the person
9 and to carry a pistol, whether concealed or otherwise, in a vehi-
10 cle operated or occupied by the applicant The county clerk of
11 each county shall be clerk of the licensing board, which board
12 shall be known as the concealed weapon licensing board A
13 license to carry a pistol concealed on the person or to carry a
14 pistol, whether concealed or otherwise, in a vehicle operated or
15 occupied by the person applying for the license, shall not be
16 granted to a person unless the person is 18 years of age or
17 older, is a citizen of the United States, and has resided in this
18 state 6 months or more A license shall not be issued unless it
19 appears that the applicant has good reason to fear injury to his
20 or her person or property, or has other proper reasons, and is a
21 suitable person to be licensed A license shall not be issued
22 ~~to a person who was~~ UNDER THIS SECTION UNLESS ALL OF THE FOL-
23 LOWING CIRCUMSTANCES EXIST

24 (A) THE PERSON IS NOT THE SUBJECT OF AN ORDER OR DISPOSITION
25 ENTERED INTO THE LAW ENFORCEMENT INFORMATION NETWORK PURSUANT TO
26 ANY OF THE FOLLOWING

1 (1) SECTION 464A(1) OF THE MENTAL HEALTH CODE, ACT NO 258
 2 OF THE PUBLIC ACTS OF 1974, BEING SECTION 330 1464A OF THE
 3 MICHIGAN COMPILED LAWS

4 (11) SECTION 444A(1) OF THE REVISED PROBATE CODE, ACT
 5 NO 642 OF THE PUBLIC ACTS OF 1978, BEING SECTION 700 444A OF THE
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 11 1961, BEING SECTION 600 2950A OF THE MICHIGAN COMPILED LAWS

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 17 TION IMPOSED PURSUANT TO SECTION 6B(3) OF CHAPTER V OF ACT
 18 NO 175 OF THE PUBLIC ACTS OF 1927

19 (v11) SECTION 16B(1) OF CHAPTER IX OF ACT NO 175 OF THE
 20 PUBLIC ACTS OF 1927, BEING SECTION 769 16B OF THE MICHIGAN
 21 COMPILED LAWS

22 (B) THE PERSON HAS NOT BEEN convicted of a felony or con-
 23 fined for a felony conviction in this state or elsewhere during
 24 the 8-year period immediately preceding the date of the
 25 application ~~or was~~

1 (C) THE PERSON HAS NOT BEEN adjudged insane unless the
2 person ~~was~~ HAS BEEN ADJUDGED restored to sanity ~~and so~~
3 ~~declared~~ by court order

4 (D) THE PERSON IS NOT UNDER AN ORDER OF INVOLUNTARY COMMIT-
5 MENT IN AN INPATIENT OR OUTPATIENT SETTING DUE TO MENTAL
6 ILLNESS

7 (E) THE PERSON HAS NOT BEEN ADJUDGED LEGALLY INCAPACITATED
8 IN THIS STATE OR ELSEWHERE THIS SUBDIVISION DOES NOT APPLY TO A
9 PERSON WHO HAS HAD HIS OR HER LEGAL CAPACITY RESTORED BY COURT
10 ORDER

11 (2) If an applicant resides in a city, village, or township
12 having an organized department of police, a license shall not be
13 issued unless the application is first approved in writing by the
14 supervisor, commissioner or chief of police, or marshal OF THAT
15 CITY, VILLAGE, OR TOWNSHIP If an application is not approved
16 ~~by the supervisor, commissioner or chief of police, or marshal~~
17 IN THE MANNER PRESCRIBED BY THIS SUBSECTION, the applicant ~~shall~~
18 ~~have~~ HAS 10 days to appeal, in writing, to the concealed weapon
19 licensing board in the county in which the applicant resides
20 Upon receipt of a written appeal, ~~the~~ THAT concealed weapon
21 licensing board SHALL SCHEDULE A HEARING TO BE HELD at ~~the~~ ITS
22 next scheduled meeting, ~~to be held~~ WHICH SHALL not BE less than
23 15 days after the receipt of the fingerprint comparison report
24 ~~shall hold a hearing to~~ THE CONCEALED WEAPON LICENSING BOARD
25 SHALL determine ~~if~~ AT THE HEARING WHETHER the applicant is
26 qualified to carry a concealed weapon pursuant to this section
27 Notice of the hearing shall be mailed to the applicant and the

1 organized department of police not less than 10 days before the
2 scheduled hearing The applicant shall deposit the sum of \$10 00
3 with the county clerk at the time the appeal is made If, ~~upon~~
4 AFTER appeal, a license is not issued, the deposit shall be cred-
5 ited to the general fund of the county If a license is issued,
6 the deposit shall be processed as the license fee required under
7 subsection (6)

8 (3) If an applicant does not reside in a city, village, or
9 township ~~which~~ THAT has an organized department of police, a
10 license shall not be issued unless the application is first sub-
11 mitted FOR APPROVAL OR OBJECTION to the supervisor of the town-
12 ship in which the applicant resides ~~for approval or~~
13 ~~objection~~ The supervisor shall indicate in writing on the
14 application whether he or she objects to the license being
15 issued If action is not taken by a supervisor within 14 days
16 after the application is submitted to the supervisor, the con-
17 cealed weapon licensing board shall consider the application as
18 if a statement of no objection had been included If the super-
19 visor objects to the application in writing, the applicant
20 ~~within 10 days~~ may appeal THE OBJECTION to the concealed weapon
21 licensing board of the county in which the applicant resides
22 WITHIN 10 DAYS AFTER THE OBJECTION Upon receipt of a written
23 appeal, ~~the~~ THAT concealed weapon licensing board SHALL SCHED-
24 ULE A HEARING TO BE HELD at ~~the~~ ITS next scheduled meeting, ~~to~~
25 ~~be held~~ WHICH SHALL not BE less than 15 days after the receipt
26 of the fingerprint comparison report ~~shall hold a hearing to~~
27 THE CONCEALED WEAPON LICENSING BOARD SHALL determine ~~if~~ AT THE

1 HEARING WHETHER the applicant is qualified to carry a concealed
2 weapon pursuant to this section Notice of the hearing shall be
3 mailed to the applicant and the supervisor of the township not
4 less than 10 days before the scheduled hearing The applicant
5 shall deposit the sum of \$10 00 with the county clerk at the time
6 the appeal is made If, ~~upon~~ AFTER appeal, a license is not
7 issued, the deposit shall be credited to the general fund of the
8 county If a license is issued, the deposit shall be processed
9 as the license fee required under subsection (6)

10 (4) An applicant shall have 2 sets of fingerprints taken by
11 the sheriff, or the sheriff's authorized representative, of the
12 county in which the applicant resides, if the applicant does not
13 reside in a city, village, or township having an organized
14 department of police, or by the commissioner or chief of police,
15 or marshal, or an authorized representative of the commissioner
16 or chief of police or marshal, if the applicant resides within a
17 city, village, or township having an organized department of
18 police The first set of fingerprints shall be taken on forms
19 furnished by the department of state police, and the second set
20 on forms furnished by the federal bureau of investigation The
21 PERSON TAKING THE PRINTS SHALL FORWARD THE first set of finger-
22 prints ~~shall be forwarded~~ to the department of state police ~~by~~
23 ~~the department taking the prints,~~ and the second set ~~shall be~~
24 ~~forwarded by the department taking the fingerprints~~ to the fed-
25 eral bureau of investigation or other agency designated by the
26 federal bureau of investigation The director of the bureau of
27 identification of the department of state police shall compare

1 the fingerprints with those already on file in the bureau A
2 license shall not be issued unless ~~and until~~ THE report is
3 received by the clerk of the board from the department of state
4 police and the federal bureau of investigation that the compari-
5 sons do not show ~~a conviction of a felony or confinement~~ THAT
6 THE APPLICANT WAS CONVICTED OF OR CONFINED for a felony
7 ~~conviction~~ during the 8-year period The board may grant a
8 temporary permit in case of emergency pending the results of the
9 comparisons The temporary permit shall be issued for a period
10 OF not ~~to exceed~~ MORE THAN 30 days and shall expire automati-
11 cally at the end of the period for which it was issued Upon
12 receipt of the COMPARISON report from the federal bureau of
13 investigation, ~~of the comparison,~~ the bureau of identification
14 of the department of state police shall forward a report of both
15 comparisons to the officer taking the prints and also to the
16 county clerk of the county in which the applicant resides, who as
17 clerk of the board shall keep a record of the report and shall
18 report to the board The fingerprints received under this sec-
19 tion shall be filed in the bureau of identification of the
20 department of state police in the noncriminal section of the
21 files

22 (5) The application for a license shall state ~~the~~ EACH
23 reason ~~or reasons~~ for the necessity or desirability of carrying
24 a pistol concealed on the person or CARRYING a pistol, whether OR
25 NOT concealed, ~~or otherwise,~~ in a vehicle ~~operated or~~ occu-
26 pied by the person applying for the license ~~, and the license,~~
27 ~~if issued, shall be restricted~~ A LICENSE ISSUED UNDER THIS

1 SECTION SHALL LIMIT THE CARRYING OF A PISTOL to the reason or
2 reasons satisfactory to the board, ~~which~~ AND EACH restriction
3 ~~or restrictions~~ shall appear CONSPICUOUSLY on the face of the
4 license ~~in a conspicuous place~~ The license shall be an
5 authorization to carry a pistol in compliance with this section
6 only to the extent contained in the face of the license and the
7 license shall be revoked by the board if the pistol is carried
8 contrary to the authorization

9 (6) The prosecuting attorney shall be the chairperson of the
10 board, which shall convene at least once in each calendar month
11 and at other times as the board is called to convene by the
12 chairperson Each license shall be issued only upon written
13 application signed by the applicant ~~and on~~ UNDER oath and upon
14 a form provided by the director of the department of state
15 police Each license shall be issued only with the approval of a
16 majority of the members of the board and shall be executed in
17 triplicate upon forms provided by the director of the department
18 of state police ~~and~~ EACH LICENSE shall be signed in the name
19 of the concealed weapon licensing board by the county clerk with
20 the seal of the circuit court affixed to the license The county
21 clerk shall first collect a licensing fee of \$10 00 from the
22 applicant for each license delivered to the applicant One copy
23 of the license shall be delivered to the applicant, the duplicate
24 shall be retained by the county clerk as a permanent official
25 record for a period of 6 years, and the triplicate of the license
26 shall be forwarded within 48 hours to the director of the
27 department of state police who shall file and index each license

1 received and retain it as a permanent official record for a
2 period of 6 years A license ~~shall be issued~~ IS VALID for a
3 definite period of not more than 3 years, ~~to~~ AND THAT PERIOD
4 SHALL be stated in the license ~~, and a~~ A renewal of the
5 license shall not be granted except upon the filing of a new
6 application A license shall bear the imprint of the right thumb
7 of the licensee, or, if ~~that~~ A RIGHT THUMB IMPRINT is ~~not~~
8 ~~possible~~ IMPOSSIBLE TO OBTAIN, ~~of~~ the LICENSE SHALL BEAR THE
9 IMPRINT OF THE left thumb or some other finger of the licensee
10 The licensee shall carry the license upon his or her person when
11 carrying a pistol concealed upon his or her person, or WHEN CAR-
12 RYING THE PISTOL, whether OR NOT concealed, ~~or otherwise,~~ in a
13 vehicle ~~operated or~~ occupied by the licensee ~~, and~~ THE
14 LICENSEE shall display the license upon the request of a peace
15 officer On the first day of each month the county clerk shall
16 remit to the state treasurer \$2 00 for each license issued during
17 the preceding month On the first day of each month the county
18 clerk shall pay into the general fund of the county the remainder
19 of each license fee for each license issued during the preceding
20 month

21 (7) The county clerk may issue a copy of a license issued
22 pursuant to this section for a fee of \$3 00 which fee shall be
23 paid into the general fund of the county

24 (8) A charter county may impose by ordinance a different
25 amount for the concealed weapon licensing fee prescribed by sub-
26 section (6) A charter county shall not impose a fee which is

1 greater than the cost of the service for which the fee is
2 charged

3 Section 2 This amendatory act shall not take effect unless
4 all of the following bills of the 87th Legislature are enacted
5 into law

6 (a) Senate Bill No 973

7

8 (b) Senate Bill No 974

9

10 (c) Senate Bill No 975

11

12 (d) Senate Bill No 976

13

14 (e) Senate Bill No 977

15