



SENATE BILL No. 650

September 13, 1995, Introduced by Senator HONIGMAN
and referred to the Committee on Local, Urban
and State Affairs.

A bill to amend section 231a of Act No. 328 of the Public
Acts of 1931, entitled as amended
"The Michigan penal code,"
being section 750.231a of the Michigan Compiled Laws.

THE PEOPLE OF THE STATE OF MICHIGAN ENACT:

1 Section 1. Section 231a of Act No. 328 of the Public Acts
2 of 1931, being section 750.231a of the Michigan Compiled Laws, is
3 amended to read as follows:

4 Sec. 231a. (1) Section 227 does not apply to any of the
5 following:

6 (a) ~~To a~~ A person ~~holding~~ CARRYING A PISTOL CONCEALED
7 UPON HIS OR HER PERSON WHO HAS a valid license to carry a pistol
8 ~~concealed upon his or her person~~ IN THAT FASHION issued by

1 another state, ~~except where~~ UNLESS the pistol is carried in
2 nonconformance with a restriction appearing on the license.

3 (b) ~~To the~~ THE regular and ordinary transportation of pis-
4 tols as merchandise by an authorized agent of a person licensed
5 to manufacture firearms.

6 (c) ~~To a~~ A person carrying an antique firearm, ~~as defined~~
7 ~~in subsection (2),~~ completely unloaded, in a wrapper or con-
8 tainer in the trunk of a vehicle while en route to or from a
9 hunting or target shooting area or function involving the exhibi-
10 tion, demonstration or sale of antique firearms.

11 (d) ~~To a~~ A person ~~while~~ carrying a pistol unloaded in a
12 wrapper or container in the trunk of the person's vehicle, while
13 in possession of a valid Michigan hunting license or proof of
14 valid membership in an organization having pistol shooting range
15 facilities, and while en route to or from a hunting or target
16 shooting area.

17 (e) ~~To a~~ A person ~~while~~ carrying a pistol unloaded in a
18 wrapper or container in the trunk of the person's vehicle from
19 the place of purchase to his or her home or place of business or
20 to a place of repair or back to his or her home or place of busi-
21 ness, or in moving goods from one place of abode or business to
22 another place of abode or business.

23 (f) ~~To a~~ A person ~~while~~ carrying an unloaded pistol in
24 the passenger compartment of a vehicle ~~which~~ THAT does not have
25 a trunk, if the person is otherwise complying with the require-
26 ments of subdivision (d) or (e) and the wrapper or container is
27 not readily accessible to the occupants of the vehicle.

1 (G) A PEACE OFFICER OF A DULY AUTHORIZED POLICE AGENCY OF
2 THE UNITED STATES, THIS STATE, OR A POLITICAL SUBDIVISION OF THIS
3 STATE, WHO IS REGULARLY EMPLOYED AS A PEACE OFFICER BY AND PAID
4 BY THE UNITED STATES, THIS STATE, OR A POLITICAL SUBDIVISION OF
5 THIS STATE.

6 (H) A RESERVE PEACE OFFICER CARRYING A PISTOL CONCEALED UPON
7 HIS OR HER PERSON OR CARRYING A PISTOL, WHETHER CONCEALED OR NOT,
8 IN A VEHICLE OPERATED OR OCCUPIED BY THE RESERVE PEACE OFFICER.
9 AS USED IN THIS SUBDIVISION, "RESERVE PEACE OFFICER" MEANS A
10 PERSON WHO IS A BONA FIDE MEMBER OF A RESERVE OR AUXILIARY UNIT
11 OF A DULY AUTHORIZED POLICE AGENCY OF THE UNITED STATES, THIS
12 STATE, OR A POLITICAL SUBDIVISION OF THIS STATE AND WHO HAS THE
13 POWERS AND PRIVILEGES OF A PEACE OFFICER.

14 (2) As used in this section, "antique firearm" means either
15 of the following:

16 (a) A firearm not designed or redesigned for using rimfire
17 or conventional center fire ignition with fixed ammunition and
18 manufactured in or before 1898, including a matchlock, flintlock,
19 percussion cap, or similar type of ignition system or replica
20 thereof, whether actually manufactured before or after the year
21 1898.

22 (b) A firearm using fixed ammunition manufactured in or
23 before 1898, for which ammunition is no longer manufactured in
24 the United States and is not readily available in the ordinary
25 channels of commercial trade.

1 Section 2. This amendatory act shall not take effect unless
2 Senate Bill No. 649
3 of the 88th Legislature is enacted into law.