

**SENATE BILL NO. 984**

March 3, 1998, Introduced by Senators V. SMITH, BENNETT,  
JAYE and SHUGARS and referred to the Committee on Hunting,  
Fishing and Forestry.

A bill to amend 1927 PA 372, entitled

"An act to regulate and license the selling, purchasing, possess-  
ing, 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 circum-  
stances; to prescribe the powers and duties of certain state and  
local agencies; and to repeal all acts and parts of acts incon-  
sistent with the provisions of this act,"

(MCL 28.421 to 28.434) by adding section 5e.

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

1           SEC. 5E. IF THE CONCEALED WEAPON LICENSING BOARD DENIES  
2 ISSUANCE OF A LICENSE TO CARRY A CONCEALED PISTOL, OR FAILS TO  
3 ISSUE THAT LICENSE AS PROVIDED IN THIS ACT, OR ISSUES A  
4 RESTRICTED LICENSE, THE APPLICANT MAY PETITION THE DISTRICT COURT  
5 IN THE JUDICIAL DISTRICT IN WHICH HE OR SHE RESIDES TO REVIEW THE  
6 DENIAL, THE FAILURE TO ISSUE THE LICENSE, OR THE ISSUANCE OF A  
7 RESTRICTED LICENSE. THE REVIEW OF THE DENIAL, FAILURE TO ISSUE A

1 LICENSE, OR ISSUANCE OF A RESTRICTED LICENSE SHALL BE MADE DE  
 2 NOVO. IF THE COURT DETERMINES THE CONCEALED WEAPON LICENSING  
 3 BOARD IMPROPERLY DENIED ISSUANCE OF A LICENSE TO CARRY A CON-  
 4 CEALED PISTOL, IMPROPERLY FAILED TO ISSUE A LICENSE AS PROVIDED  
 5 IN THIS ACT, OR IMPROPERLY ISSUED A RESTRICTED LICENSE, THE COURT  
 6 SHALL ORDER THE CONCEALED WEAPON LICENSING BOARD TO PAY THE  
 7 ACTUAL AND REASONABLE EXPENSES OF THE APPLICANT INCLUDING, BUT  
 8 NOT LIMITED TO, ACTUAL AND REASONABLE ATTORNEY FEES.

9       Enacting section 1. This amendatory act takes effect  
 10 January 1, 1999.

11       Enacting section 2. This amendatory act does not take  
 12 effect unless all of the following bills of the 89th Legislature  
 13 are enacted into law:

14       (a) Senate Bill No. 987.

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16       (b) Senate Bill No. \_\_\_\_\_ or House Bill No. \_\_\_\_\_ (request  
 17 no. 05123'97 a \*).

18       (c) Senate Bill No. 988.

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20       (d) Senate Bill No. \_\_\_\_\_ or House Bill No. \_\_\_\_\_ (request  
 21 no. 05123'97 c \*).

22       (e) Senate Bill No. \_\_\_\_\_ or House Bill No. \_\_\_\_\_ (request  
 23 no. 05123'97 d \*).

24       (f) Senate Bill No. 967.

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26       (g) Senate Bill No. \_\_\_\_\_ or House Bill No. \_\_\_\_\_ (request  
 27 no. 05750'98 \*).

1 (h) Senate Bill No. 983.

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3 (i) Senate Bill No. 985.

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5 (j) Senate Bill No. 986.

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