

**SENATE BILL NO. 1310**

September 17, 1998, Introduced by Senator JAYE 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, 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,"

by amending section 1 (MCL 28.421), as amended by 1992 PA 219.

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

1       Sec. 1. As used in this act:

2       (A) "ANTIQUE FIREARM" MEANS EITHER OF THE FOLLOWING:

3       (i) A FIREARM THAT WAS NOT DESIGNED OR REDESIGNED FOR USING

4 RIMFIRE OR CONVENTIONAL CENTER FIRE IGNITION WITH FIXED AMMUNI-

5 TION AND THAT WAS MANUFACTURED IN 1898 OR EARLIER, INCLUDING A

6 MATCHLOCK, FLINTLOCK, PERCUSSION CAP, OR SIMILAR TYPE OF IGNITION

7 SYSTEM OR A REPLICA OF THAT TYPE OF FIREARM, REGARDLESS OF THE

1 TYPE OF IGNITION SYSTEM, WHETHER ACTUALLY MANUFACTURED IN 1898 OR  
2 EARLIER.

3 (ii) A FIREARM USING FIXED AMMUNITION MANUFACTURED IN 1898  
4 OR EARLIER, FOR WHICH AMMUNITION IS NO LONGER MANUFACTURED IN THE  
5 UNITED STATES AND IS NOT READILY AVAILABLE IN THE ORDINARY CHAN-  
6 NELS OF COMMERCIAL TRADE.

7 (B) ~~-(a)-~~ "Firearm" means a weapon from which a dangerous  
8 projectile may be propelled by an explosive, or by gas or air.  
9 Firearm does not include ~~a smooth bore~~ AN ANTIQUE FIREARM OR A  
10 rifle or handgun designed and manufactured exclusively for pro-  
11 pelling by a spring, or by gas or air, ~~BB's~~ BBS OR PELLETS not  
12 exceeding ~~.177~~ .22 caliber.

13 (C) ~~-(b)-~~ "Pistol" means a loaded or unloaded firearm that  
14 is 30 inches or less in length, or a loaded or unloaded firearm  
15 that by its construction and appearance conceals it as a  
16 firearm.

17 (D) ~~-(c)-~~ "Purchaser" means a person who receives a pistol  
18 from another person by purchase, gift, or loan.

19 (E) ~~-(d)-~~ "Seller" means a person who sells, furnishes,  
20 loans, or gives a pistol to another person.