

SUBSTITUTE FOR  
HOUSE BILL NO. 4540

A bill to amend 1931 PA 328, entitled  
"The Michigan penal code,"  
by amending section 321 (MCL 750.321).

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

1       Sec. 321. (1) ~~Manslaughter--Any~~ EXCEPT AS OTHERWISE PRO-  
2 VIDED IN THIS SECTION, A person who ~~shall commit the crime of~~  
3 COMMITS manslaughter ~~shall be~~ IS guilty of a felony punishable  
4 by imprisonment ~~in the state prison,~~ FOR not more than 15 years  
5 or ~~by~~ A fine of not more than ~~7,500 dollars~~ \$7,500.00, or  
6 both. ~~, at the discretion of the court.~~  
7       (2) EXCEPT AS PROVIDED IN SUBSECTION (3), AN INDIVIDUAL WHO  
8 IS LICENSED TO CARRY A CONCEALED PISTOL AND WHO COMMITS MAN-  
9 SLAUGHTER BY USING A PISTOL IS GUILTY OF A FELONY PUNISHABLE BY  
10 IMPRISONMENT FOR NOT MORE THAN 25 YEARS.

**HB4540, As Passed House, May 20, 1999**

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1       (3) AN INDIVIDUAL WHO COMMITS MANSLAUGHTER BY USING A  
2 FIREARM AND WHO HAS PREVIOUSLY BEEN CONVICTED OF MANSLAUGHTER OR  
3 MURDER IN THIS STATE OR ELSEWHERE IS GUILTY OF A FELONY PUNISH-  
4 ABLE BY IMPRISONMENT FOR NOT MORE THAN 45 YEARS.

5       Enacting section 1. This amendatory act takes effect  
6 September 30, 1999.

7       Enacting section 2. This amendatory act does not take  
8 effect unless House Bill No. 4530 of the 90th Legislature is  
9 enacted into law.