

HOUSE BILL No. 6108

May 21, 2002, Introduced by Reps. Howell, Julian, Vander Roest and Vear and referred to the Committee on Civil Law and the Judiciary.

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 or other authorization; to provide for the forfeiture of firearms under certain circumstances; to provide for penalties and remedies; to provide immunity from civil liability under certain circumstances; to prescribe the powers and duties of certain state and local agencies; to prohibit certain conduct against individuals who apply for or receive a license to carry a concealed pistol; to make appropriations; to prescribe certain conditions for the appropriations; and to repeal all acts and parts of acts inconsistent with this act,"

by amending section 5j (MCL 28.425j), as added by 2000 PA 381.

THE PEOPLE OF THE STATE OF MICHIGAN ENACT:

- 1 Sec. 5j. (1) A pistol training or safety program described
- 2 in section 5b(7)(n) meets the requirements for knowledge or
- 3 training in the safe use and handling of a pistol only if all of
- 4 the following conditions are met:

1 (a) The program is certified by this state or a national or
2 state firearms training organization and provides instruction in,
3 but is not limited to providing instruction in, all of the
4 following:

5 (i) The safe storage, use, and handling of a pistol includ-
6 ing, but not limited to, safe storage, use, and handling to pro-
7 tect child safety.

8 (ii) Ammunition knowledge, and the fundamentals of pistol
9 shooting.

10 (iii) Pistol shooting positions.

11 (iv) Firearms and the law, including civil liability
12 issues.

13 (v) Avoiding criminal attack and controlling a violent
14 confrontation.

15 (vi) All laws that apply to carrying a concealed pistol in
16 this state.

17 (vii) At least 8 hours of instruction, including 3 hours of
18 firing range time.

19 (b) The program provides a certificate of completion that
20 states the program complies with the requirements of this section
21 and that the individual successfully completed the course, and
22 that is signed by the course instructor.

23 (c) The instructor of the course is certified by this state
24 or a national organization to teach the 8-hour pistol safety
25 training course described in this section.

26 (2) A person shall not do either of the following:

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1 (a) Grant a certificate of completion described under
2 subsection (1)(b) to an individual knowing the individual did not
3 satisfactorily complete the course.

4 (b) Present a certificate of completion described under
5 subsection (1)(b) to a concealed weapon licensing board knowing
6 that the individual did not satisfactorily complete the course.

7 (3) A person who violates subsection (2) is guilty of a
8 felony punishable by imprisonment for not more than 4 years or a
9 fine of not more than \$2,500.00, or both.

10 (4) THE EDUCATIONAL REQUIREMENTS OF SECTION 5B(7)(N) AND
11 SUBSECTION (1) DO NOT APPLY TO AN INDIVIDUAL WHO IS A PEACE OFFI-
12 CER OR FORMER PEACE OFFICER.

13 (5) AS USED IN THIS SECTION, "PEACE OFFICER OR FORMER PEACE
14 OFFICER" MEANS AN INDIVIDUAL WHO IS CERTIFIED OR WAS CERTIFIED AS
15 A POLICE OFFICER OR LAW ENFORCEMENT OFFICER BY THE MICHIGAN LAW
16 ENFORCEMENT OFFICERS TRAINING COUNCIL OR THE COMMISSION ON LAW
17 ENFORCEMENT STANDARDS AND WHO IS EMPLOYED OR WAS EMPLOYED
18 FULL-TIME OR PART-TIME AS A PEACE OFFICER BY THIS STATE OR A
19 POLITICAL SUBDIVISION OF THIS STATE [, OR AN INDIVIDUAL WHO IS A FEDERAL
LAW ENFORCEMENT OFFICER WHO IS AUTHORIZED TO CARRY A CONCEALED PISTOL
IN THE COURSE OF HIS OR HER DUTIES AS A FEDERAL LAW ENFORCEMENT
OFFICER].