

# SENATE BILL No. 1296

June 15, 2004, Introduced by Senator THOMAS and referred to the Committee on Judiciary.

A bill to amend 1931 PA 328, entitled  
"The Michigan penal code,"  
by amending section 224 (MCL 750.224), as amended by 1991 PA 33.

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

1       Sec. 224. (1) A person shall not manufacture, sell, offer  
2 for sale, or possess any of the following:

3       (a) A machine gun or firearm that shoots or is designed to  
4 shoot automatically more than 1 shot without manual reloading, by  
5 a single function of the trigger.

6       (b) A muffler or silencer.

7       (c) A bomb or bombshell.

8       (d) A blackjack, slungshot, billy, metallic knuckles, sand  
9 club, sand bag, or bludgeon.

10       (e) A device, weapon, cartridge, container, or contrivance  
11 designed to render a person temporarily or permanently disabled

1 by the ejection, release, or emission of a gas or other  
2 substance.

3       **(f) Any sharp-edged, multibladed device, capable of being**  
4 **carried on the person, with blades that are, or can be, locked**  
5 **into place for use as a weapon.**

6       (2) A person who violates subsection (1) is guilty of a  
7 felony — punishable by imprisonment for not more than 5 years  
8 — or a fine of not more than \$2,500.00, or both.

9       (3) Subsection (1) does not apply to any of the following:

10       (a) A self-defense spray device as defined in section 224d.

11       (b) A person manufacturing firearms, explosives, or munitions  
12 of war by virtue of a contract with a department of the  
13 government of the United States.

14       (c) A person licensed by the secretary of the treasury of the  
15 United States or the secretary's delegate to manufacture, sell,  
16 or possess a machine gun — or a device, weapon, cartridge,  
17 container, or contrivance described in subsection (1).

18       **(d) A person possessing a weapon described in subsection (1)**  
19 **pursuant to his or her duties with the armed forces of the United**  
20 **States.**

21       **(e) A person possessing a weapon described in subsection**  
22 **(1)(f) to carry out or practice a lawful trade, profession, or**  
23 **occupation.**

24       (4) As used in this chapter, "muffler" or "silencer" means 1  
25 or more of the following:

26       (a) A device for muffling, silencing, or deadening the report  
27 of a firearm.

1           (b) A combination of parts, designed or redesigned, and  
2 intended for use in assembling or fabricating a muffler or  
3 silencer.

4           (c) A part, designed or redesigned, and intended only for use  
5 in assembling or fabricating a muffler or silencer.