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BILL ANALYSIS

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House Bill 5217 (Substitute S-1 as reported)
Sponsor: Representative Scott Hummel
House Committee: Judiciary
Senate Committee: Judiciary

CONTENT

The bill would amend the handgun licensure Act to do the following:

- Provide for the confidentiality of certain personal information on an application for a license to carry a concealed pistol.
- Allow an applicant or licensee to be furnished with a copy of his or her own application upon request and the payment of a reasonable fee.
- Specify that the amended section would not prohibit the public distribution of lists of qualified pistol safety instructors.
- Require an applicant to disclose whether he or she been convicted of specific misdemeanors listed in the Act, rather than any misdemeanor.

Under the Act, to obtain a license to carry a concealed pistol, an individual must apply to the concealed weapon licensing board in the county where he or she lives. The application must include the applicant's legal name and date of birth, and the address of his or her primary residence, as well as the names, addresses, and telephone numbers of two references. Under the bill, this information would be confidential and not subject to disclosure under the Freedom of Information Act. The information could not be disclosed to any person except for purposes of the Act or for law enforcement purposes.

The Act also requires an application to include a statement by the applicant regarding whether he or she has ever been convicted in Michigan or elsewhere for any felony or misdemeanor. The bill, instead, would require an applicant to state whether he or she had ever been convicted of any felony or, in the immediately preceding eight years, had been convicted of a misdemeanor listed in Section 5b(7)(h) or 5b(7)(i) of the Act. (Under the Act, an applicant may not have been convicted of a misdemeanor listed in Section 5b(7)(h) in the eight years immediately preceding the date of application. An applicant may not have been convicted of a misdemeanor listed in Section 5b(7)(i) in the three years immediately preceding the date of application.)

MCL 28.425b

Legislative Analyst: Patrick Affholter

FISCAL IMPACT

The bill would have no fiscal impact on State or local government.

Date Completed: 6-7-06

Fiscal Analyst: Bruce Baker

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Analysis available @ <http://www.michiganlegislature.org>

This analysis was prepared by nonpartisan Senate staff for use by the Senate in its deliberations and does not constitute an official statement of legislative intent.