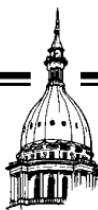




Senate Fiscal Agency
P. O. Box 30036
Lansing, Michigan 48909-7536

BILL



ANALYSIS

Telephone: (517) 373-5383
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House Bill 4350 (Substitute H-1 as reported without amendment)

Sponsor: Representative Tom Leonard

House Committee: Judiciary

Senate Committee: Judiciary

CONTENT

The bill would amend the handgun licensure law to exclude the following from provisions that prohibit an individual who is licensed to carry a concealed pistol, or who is exempt from licensure, from carrying a concealed pistol on certain premises (commonly called no-carry zones):

- A person who previously served as a police or sheriff's department auxiliary officer or reserve officer for at least five years and who was licensed under the law.
- A current or former county prosecuting attorney or assistant prosecuting attorney who was licensed under the law.

In the case of a person who previously served as an auxiliary officer or reserve officer, the concealed weapon licensing board could require a letter from the law enforcement agency stating that the person left the agency in good standing.

A person who violates the no-carry zone prohibition is responsible for a State civil infraction punishable by a maximum fine of \$500 and a six-month suspension of the person's license to carry a concealed pistol. A second violation is a misdemeanor punishable by a fine of up to \$1,000 and license revocation. A third or subsequent violation is a felony punishable by up to four years' imprisonment and/or a maximum fine of \$5,000, and license revocation.

MCL 28.425o

Legislative Analyst: Patrick Affholter

FISCAL IMPACT

The bill would have a negligible fiscal impact on State and local government. In the last 10 years, there have been no felony dispositions for the offense of carrying a concealed pistol in a no-carry zone for a third or subsequent violation. There are no data regarding the number of civil infractions or misdemeanors, which would be applicable for the first or second violation. Therefore, exempting additional categories of individuals from the no-carry zone prohibition would have a limited impact on State and local criminal justice costs.

Date Completed: 12-4-13

Fiscal Analyst: Dan O'Connor