

Act No. 28  
Public Acts of 2015  
Approved by the Governor  
May 12, 2015  
Filed with the Secretary of State  
May 12, 2015  
EFFECTIVE DATE: August 10, 2015

**STATE OF MICHIGAN**  
**98TH LEGISLATURE**  
**REGULAR SESSION OF 2015**

Introduced by Reps. Hughes, Johnson, Chatfield, Cox, Hooker, Goike, Yonker, Glardon, Outman, Bizon, Runestad, Canfield, Kelly, Webber, Glenn, Maturen, Kivela and Derek Miller

# ENROLLED HOUSE BILL No. 4161

AN ACT to amend 1931 PA 328, entitled "An act to revise, consolidate, codify, and add to the statutes relating to crimes; to define crimes and prescribe the penalties and remedies; to provide for restitution under certain circumstances; to provide for the competency of evidence at the trial of persons accused of crime; to provide immunity from prosecution for certain witnesses appearing at criminal trials; to provide for liability for damages; and to repeal certain acts and parts of acts inconsistent with or contravening any of the provisions of this act," by amending section 222 (MCL 750.222), as amended by 2012 PA 242.

*The People of the State of Michigan enact:*

Sec. 222. As used in this chapter:

- (a) "Alcoholic liquor" means that term as defined in section 105 of the Michigan liquor control code of 1998, 1998 PA 58, MCL 436.1105.
- (b) "Barrel length" means the internal length of a firearm as measured from the face of the closed breech of the firearm when it is unloaded, to the forward face of the end of the barrel.
- (c) "Brandish" means to point, wave about, or display in a threatening manner with the intent to induce fear in another person.
- (d) "Controlled substance" means a controlled substance or controlled substance analogue as those terms are defined in section 7104 of the public health code, 1978 PA 368, MCL 333.7104.
- (e) "Firearm" means any weapon which will, is designed to, or may readily be converted to expel a projectile by action of an explosive.
- (f) "Pistol" means a loaded or unloaded firearm that is 26 inches or less in length, or a loaded or unloaded firearm that by its construction and appearance conceals itself as a firearm.
- (g) "Pneumatic gun" means that term as defined in section 1 of 1990 PA 319, MCL 123.1101.
- (h) "Purchaser" means a person who receives a pistol from another person by purchase, gift, or loan.
- (i) "Rifle" means a firearm designed or redesigned, made or remade, and intended to be fired from the shoulder and designed or redesigned and made or remade to use the energy of the explosive in a fixed metallic cartridge to fire only a single projectile through a rifled bore for each single pull of the trigger.
- (j) "Seller" means a person who sells, furnishes, loans, or gives a pistol to another person.
- (k) "Short-barreled rifle" means a rifle having 1 or more barrels less than 16 inches in length or a weapon made from a rifle, whether by alteration, modification, or otherwise, if the weapon as modified has an overall length of less than 26 inches.

(l) "Short-barreled shotgun" means a shotgun having 1 or more barrels less than 18 inches in length or a weapon made from a shotgun, whether by alteration, modification, or otherwise, if the weapon as modified has an overall length of less than 26 inches.

(m) "Shotgun" means a firearm designed or redesigned, made or remade, and intended to be fired from the shoulder and designed or redesigned and made or remade to use the energy of the explosive in a fixed shotgun shell to fire through a smooth bore either a number of ball shot or a single projectile for each single function of the trigger.

Enacting section 1. This amendatory act takes effect 90 days after the date it is enacted into law.

Enacting section 2. This amendatory act does not take effect unless House Bill No. 4160 of the 98th Legislature is enacted into law.

This act is ordered to take immediate effect.



-----  
Clerk of the House of Representatives



-----  
Secretary of the Senate

Approved .....

-----  
Governor

**Compiler's note:** House Bill No. 4160, referred to in enacting section 2, was filed with the Secretary of State May 12, 2015, and became 2015 PA 27, Eff. Aug. 10, 2015.