

HOUSE BILL No. 6135

June 7, 2018, Introduced by Reps. Whiteford, Chang, Rendon and Kesto and referred to the Committee on Law and Justice.

A bill to amend 1931 PA 328, entitled
"The Michigan penal code,"
by amending section 222 (MCL 750.222), as amended by 2015 PA 28.

THE PEOPLE OF THE STATE OF MICHIGAN ENACT:

1 Sec. 222. As used in this chapter:

2 (a) "Alcoholic liquor" means that term as defined in section
3 105 of the Michigan liquor control code of 1998, 1998 PA 58, MCL
4 436.1105.

5 (b) "Barrel length" means the internal length of a firearm as
6 measured from the face of the closed breech of the firearm when it
7 is unloaded, to the forward face of the end of the barrel.

8 (c) "Brandish" means to point, wave about, or display in a
9 threatening manner with the intent to induce fear in another

1 person.

2 (d) "Controlled substance" means a controlled substance or
3 controlled substance analogue as those terms are defined in section
4 7104 of the public health code, 1978 PA 368, MCL 333.7104.

5 (e) "Firearm" means any weapon which will, is designed to, or
6 may readily be converted to expel a projectile by action of an
7 explosive.

8 **(F) "MISDEMEANOR INVOLVING DOMESTIC VIOLENCE" MEANS A**
9 **VIOLATION OF THE LAWS OF THIS STATE OR ANOTHER STATE, A POLITICAL**
10 **SUBDIVISION OF THIS STATE OR ANOTHER STATE, OR THE UNITED STATES**
11 **THAT IS PUNISHABLE BY IMPRISONMENT FOR NOT MORE THAN 1 YEAR, AND IN**
12 **WHICH ANY OF THE FOLLOWING OCCURS:**

13 (i) THE VICTIM IS THE CONVICTED PERSON'S SPOUSE OR FORMER
14 SPOUSE.

15 (ii) THE VICTIM HAS OR HAS HAD A DATING RELATIONSHIP, AS THAT
16 TERM IS DEFINED IN SECTION 81, WITH THE CONVICTED PERSON.

17 (iii) THE VICTIM HAS OR HAS HAD A CHILD IN COMMON WITH THE
18 CONVICTED PERSON.

19 (iv) THE VICTIM IS A RESIDENT OR FORMER RESIDENT OF THE
20 CONVICTED PERSON'S HOUSEHOLD.

21 (G) ~~(f)~~—"Pistol" means a loaded or unloaded firearm that is 26
22 inches or less in length, or a loaded or unloaded firearm that by
23 its construction and appearance conceals itself as a firearm.

24 (H) ~~(g)~~—"Pneumatic gun" means that term as defined in section
25 1 of 1990 PA 319, MCL 123.1101.

26 (I) ~~(h)~~—"Purchaser" means a person who receives a pistol from
27 another person by purchase, gift, or loan.

1 **(J)** ~~(i)~~—"Rifle" means a firearm designed or redesigned, made
2 or remade, and intended to be fired from the shoulder and designed
3 or redesigned and made or remade to use the energy of the explosive
4 in a fixed metallic cartridge to fire only a single projectile
5 through a rifled bore for each single pull of the trigger.

6 **(K)** ~~(j)~~—"Seller" means a person who sells, furnishes, loans,
7 or gives a pistol to another person.

8 **(I)** ~~(k)~~—"Short-barreled rifle" means a rifle having 1 or more
9 barrels less than 16 inches in length or a weapon made from a
10 rifle, whether by alteration, modification, or otherwise, if the
11 weapon as modified has an overall length of less than 26 inches.

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

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

22 Enacting section 1. This amendatory act does not take effect
23 unless Senate Bill No. ____ or House Bill No. 6134 (request no.
24 02806'17) of the 99th Legislature is enacted into law.