



Senate Fiscal Agency
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BILL ANALYSIS



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Senate Bill 1059 (as introduced 8-15-20)
Sponsor: Senator Peter J. Lucido
Committee: Judiciary and Public Safety

Date Completed: 11-4-20

CONTENT

The bill would amend Public Act 372 of 1927, which governs the sale, possession, and transporting of certain firearms and other devices, to require a licensing agency or a police department or county sheriff to provide the purchaser of a pistol with a receipt indicating that the purchaser had returned a copy of the license.

Under Public Act 372 prohibits a person from purchasing, carrying, possessing, or transporting a pistol in the State without first having obtained a license for the pistol.

If an individual purchases or otherwise acquires a pistol, the seller must fill out the license forms describing the pistol, together with the date of sale or acquisition, and sign his or her name indicating that the pistol was sold to or otherwise acquired by the purchaser. The purchaser also must sign his or her name indicating the purchase or other acquisition of the pistol from the seller. The seller may retain a copy of the license as a record of the transaction. The purchaser must receive two copies of the license. The purchaser must return one copy of the license to the licensing authority within 10 days after the date the pistol is purchased or acquired. The purchase must return the copy to the licensing authority in person or by first-class mail or certified mail sent within the 10-day period to the proper address of the licensing authority.

The bill would require the licensing agency to provide the purchaser with a receipt indicating that the purchaser returned a copy of the license to the licensing agency.

The Act specifies that certain individuals are not required to obtain a license to purchase, carry, possess, use, or transport a pistol. If an individual exempted from having to obtain a license purchases or otherwise acquires a pistol, the seller must complete a record in triplicate on a form provided by the Michigan State Police. The purchaser must sign the record. The seller may retain one copy of the record. The purchaser must receive two copies of the record and forward one copy to the police department of the city, village, or township in which the purchaser resides, or, if the purchaser does not reside in a city, village, or township having a police department, to the county sheriff, within 10 days following the purchase or acquisition. The purchaser must return of the copy to the police department or county sheriff in person or by first-class mail or certified mail sent within the 10-day period to the proper address of the police department or county sheriff.

The bill would require the police department or county sheriff to provide the purchaser with a receipt indicating that the purchaser returned a copy of the license to the police department or county sheriff.

MCL 28.422 & 28.422a

Legislative Analyst: Stephen Jackson

FISCAL IMPACT

The bill would have a negligible fiscal impact on State and local law enforcement agencies.

Fiscal Analyst: Bruce Baker

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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.