

HOUSE BILL NO. 4127

February 22, 2023, Introduced by Reps. Tsernoglou, Young, Hope, Rheingans, McFall, Steckloff, Andrews, Price, Hoskins, Coffia, Snyder, Brabec, Conlin, Haadsma, Mentzer, Arbit, Wegela, Wilson, Breen, Liberati, Byrnes, Miller, Morgan, Brixie, Glanville, Martus, Hood, Skaggs, Morse, Churches, Weiss, Rogers, McKinney, O'Neal and Aiyash and referred to the Committee on Elections.

A bill to amend 1931 PA 328, entitled
"The Michigan penal code,"
by amending section 234d (MCL 750.234d), as amended by 1994 PA 158.

THE PEOPLE OF THE STATE OF MICHIGAN ENACT:

1 Sec. 234d. (1) Except as provided in subsection (2), a person
2 shall not possess a firearm on the premises of any of the
3 following:

4 (a) A depository financial institution or a subsidiary or
5 affiliate of a depository financial institution.

6 (b) A church or other house of religious worship.

7 (c) A court.

1 (d) A theatre.

2 (e) A sports arena.

3 (f) A day care center.

4 (g) A hospital.

5 (h) An establishment licensed under the Michigan liquor
6 control act, ~~Act No. 8 of the Public Acts of the Extra Session of~~
7 ~~1933, being sections 436.1 to 436.58 of the Michigan Compiled~~
8 ~~Laws.~~ **code of 1998, 1998 PA 58, MCL 436.1101 to 436.2303.**

9 (2) ~~This section~~ **Subsection (1)** does not apply to any of the
10 following:

11 (a) A person who owns, or is employed by or contracted by, an
12 entity described in subsection (1) if the possession of that
13 firearm is to provide security services for that entity.

14 (b) A peace officer.

15 (c) A person licensed by this state or another state to carry
16 a concealed weapon.

17 (d) A person who possesses a firearm on the premises of an
18 entity described in subsection (1) if that possession is with the
19 permission of the owner or an agent of the owner of that entity.

20 **(3) Except as provided in subsection (4), a person shall not**
21 **do any of the following:**

22 **(a) While the polls are open on an election day, possess a**
23 **firearm in a polling place or within 100 feet from any entrance to**
24 **a building in which a polling place is located.**

25 **(b) Beginning on the second Saturday before an election and**
26 **ending on the Sunday before the election, possess a firearm at an**
27 **early voting site described in section 4 of article II of the state**
28 **constitution of 1963 or within 100 feet from any entrance to a**
29 **building in which an early voting site is located.**

1 (c) For 40 days before an election, possess a firearm within
2 100 feet from any absent voter ballot drop box.

3 (4) Subsection (3) does not apply to any of the following:

4 (a) A uniformed law enforcement officer acting in the course
5 of the officer's duties.

6 (b) An individual who possesses a firearm in that individual's
7 residence.

8 (5) ~~(3)~~—A person who violates this section is guilty of a
9 misdemeanor punishable by imprisonment for not more than 90 days or
10 a fine of not more than \$100.00, or both.