



HOUSE BILL No. 5541

January 31, 1996, Introduced by Reps. Cropsey, Lowe, Ryan, Dalman, Bush and Jersevic and referred to the Committee on Judiciary and Civil Rights.

A bill to amend section 9 of Act No. 372 of the Public Acts of 1927, entitled as amended

"An act to regulate and license the selling, purchasing, possessing, and carrying of certain firearms and gas ejecting devices; to prohibit the buying, selling, or carrying of certain firearms and gas ejecting devices without a license; to provide for the forfeiture of firearms possessed in violation of this act; to provide immunity from civil liability under certain circumstances; to prescribe the powers and duties of certain state and local agencies; and to repeal all acts and parts of acts inconsistent with the provisions of this act,"

as amended by Act No. 320 of the Public Acts of 1990, being section 28.429 of the Michigan Compiled Laws.

THE PEOPLE OF THE STATE OF MICHIGAN ENACT:

1 Section 1. Section 9 of Act No. 372 of the Public Acts of
2 1927, as amended by Act No. 320 of the Public Acts of 1990, being
3 section 28.429 of the Michigan Compiled Laws, is amended to read
4 as follows:

1 Sec. 9. (1) A person within the state who owns or comes
2 into possession of a pistol shall, if he or she resides in a
3 city, township, or village having an organized police department,
4 present the pistol for safety inspection to the commissioner or
5 chief of police of the city, township, or village police depart-
6 ment or to a duly authorized deputy of the commissioner or chief
7 of police. If that person resides in a part of the county not
8 included within a city, township, or village having an organized
9 police department, he or she shall present the pistol for safety
10 inspection to the sheriff of the county or to a duly authorized
11 deputy of the sheriff. If the person presenting the pistol is
12 eligible to possess a pistol under section 2(1), a certificate of
13 inspection shall be issued in triplicate on a form provided by
14 the director of the department of state police, containing the
15 name, age, address, description, and signature of the person
16 presenting the pistol for inspection, together with a full
17 description of the pistol. The original of the certificate shall
18 be delivered to the registrant. The duplicate of the certificate
19 shall be mailed within 48 hours to the director of the department
20 of state police and filed and indexed by the department and kept
21 as a permanent official record. The triplicate of the certifi-
22 cate shall be retained and filed in the office of the sheriff,
23 commissioner, or chief of police. This section does not apply to
24 a wholesale or retail dealer in firearms who regularly engages in
25 the business of selling pistols at retail, or to a person who
26 holds a collection of pistols kept solely for the purpose of

1 display as relics, curios, or antiques, and that are not made for
2 modern ammunition or are permanently deactivated.

3 (2) A person who presents a pistol for a safety inspection
4 under subsection (1) shall ensure that the pistol is unloaded and
5 that the pistol is equipped with a trigger lock or other dis-
6 abling mechanism or encased when the pistol is presented for
7 inspection. A person who violates this subsection is responsible
8 for a STATE civil ~~violation~~ INFRACTION and may be ~~fined~~
9 ORDERED TO PAY A CIVIL FINE OF not more than \$50.00.