

HOUSE BILL No. 5474

September 25, 2009, Introduced by Reps. Wayne Schmidt, Bolger, Ball, Sheltroun, Huckleberry, Horn, Calley, Haveman, Crawford, Roberts, Neumann, Agema, Lund, Walsh, Pavlov, Daley, Kurtz, Amash, LeBlanc, Hansen, Polidori, Simpson, McDowell, Spade, Terry Brown and Meekhof and referred to the Committee on Tourism, Outdoor Recreation and Natural Resources.

A bill to amend 1990 PA 319, entitled

"An act to prohibit local units of government from imposing certain restrictions on the ownership, registration, purchase, sale, transfer, transportation, or possession of pistols or other firearms, ammunition for pistols or other firearms, or components of pistols or other firearms,"

by amending sections 1, 2, and 3 (MCL 123.1101, 123.1102, and 123.1103).

THE PEOPLE OF THE STATE OF MICHIGAN ENACT:

1 Sec. 1. As used in this act:

2 (A) "INSTITUTION OF HIGHER EDUCATION" MEANS A COLLEGE,
3 UNIVERSITY, COMMUNITY COLLEGE, OR JUNIOR COLLEGE DESCRIBED IN
4 SECTION 4, 5, OR 6 OF ARTICLE VIII OF THE STATE CONSTITUTION OF
5 1963 OR ESTABLISHED UNDER SECTION 7 OF ARTICLE VIII OF THE STATE
6 CONSTITUTION OF 1963.

7 (B) ~~(a)~~—"Local unit of government" means a city, village,

1 township, or county.

2 (C) ~~(b)~~ "Pistol" means that term as defined in section 222 of
3 the Michigan penal code, ~~Act No. 328 of the Public Acts of 1931,~~
4 ~~being section 750.222 of the Michigan Compiled Laws 1931 PA 328,~~
5 **MCL 750.222.**

6 Sec. 2. A local unit of government **OR INSTITUTION OF HIGHER**
7 **EDUCATION** shall not impose special taxation on, enact or enforce
8 any ordinance or regulation pertaining to, or regulate in any other
9 manner the ownership, registration, purchase, sale, transfer,
10 transportation, or possession of pistols or other firearms,
11 ammunition for pistols or other firearms, or components of pistols
12 or other firearms, except as otherwise provided by federal law or a
13 law of this state.

14 Sec. 3. This act does not prohibit a local unit of government
15 **OR INSTITUTION OF HIGHER EDUCATION** from doing either of the
16 following:

17 (a) Prohibiting or regulating conduct with a pistol or other
18 firearm that is a criminal offense under state law.

19 (b) Prohibiting or regulating the transportation, carrying, or
20 possession of pistols and other firearms by employees of that local
21 unit of government **OR INSTITUTION OF HIGHER EDUCATION** in the course
22 of their employment with that local unit of government **OR**
23 **INSTITUTION OF HIGHER EDUCATION.**