

**SUBSTITUTE FOR  
HOUSE BILL NO. 5098**

A bill to amend 1927 PA 372, entitled

"An act to regulate and license the selling, purchasing, possessing, and carrying of certain firearms, gas ejecting devices, and electro-muscular disruption devices; to prohibit the buying, selling, or carrying of certain firearms, gas ejecting devices, and electro-muscular disruption devices without a license or other authorization; to provide for the forfeiture of firearms and electro-muscular disruption devices under certain circumstances; to provide for penalties and remedies; to provide immunity from civil liability under certain circumstances; to prescribe the powers and duties of certain state and local agencies; to prohibit certain conduct against individuals who apply for or receive a license to carry a concealed pistol; to make appropriations; to prescribe certain conditions for the appropriations; and to repeal all acts and parts of acts inconsistent with this act,"

by amending section 51 (MCL 28.4251), as amended by 2017 PA 95.

**THE PEOPLE OF THE STATE OF MICHIGAN ENACT:**



1           Sec. 5l. (1) A license to carry a concealed pistol, including a  
 2 renewal license, is valid until the applicant's date of birth that  
 3 falls not less than 4 years or more than 5 years after the license  
 4 is issued or renewed, as applicable. The county clerk shall notify  
 5 the licensee that his or her license is about to expire and may be  
 6 renewed as provided in this section. The notification must be sent  
 7 by the county clerk to the last known address of the licensee as  
 8 shown on the records of the county clerk. The notification must be  
 9 sent in a sealed envelope by first-class mail not less than 3  
 10 months or more than 6 months before the expiration date of the  
 11 current license. Except as provided in this section, a renewal of a  
 12 license under section 5b must be issued in the same manner as an  
 13 original license issued under section 5b. An applicant is eligible  
 14 for a renewal of a license under this section if his or her license  
 15 is not expired, or expired within a 1-year period before the date  
 16 of application under this section. Each applicant who submits an  
 17 application for a renewal license to a county clerk under this  
 18 section shall pay an application and licensing fee of ~~\$115.00~~  
 19 **\$30.00** by any method of payment accepted by that county for  
 20 payments of other fees and penalties. No other charge, fee, cost,  
 21 or assessment, including any local charge, fee, cost, or  
 22 assessment, is required of the applicant except as specifically  
 23 authorized in this act. The applicant shall pay the application and  
 24 licensing fee to the county. The county treasurer shall deposit  
 25 ~~\$36.00 of each~~ **the** fee collected under this subsection in the  
 26 concealed pistol licensing fund of that county created in section  
 27 5x. ~~The county treasurer shall forward the balance remaining to the~~  
 28 ~~state treasurer. The state treasurer shall deposit the balance of~~  
 29 ~~the fee in the general fund to the credit of the department of~~



1 ~~state police.~~

2 (2) Subject to subsections ~~(9)~~ **(8)** and ~~(10)~~, **(9)**, an  
 3 application to renew a license to carry a concealed pistol may be  
 4 submitted not more than 6 months before the expiration of the  
 5 current license. ~~No later than December 1, 2018, the~~ **The** department  
 6 of state police shall provide a system for an applicant to submit  
 7 his or her application to renew a license to carry a concealed  
 8 pistol online or by first-class mail and shall accept those  
 9 applications on behalf of the county clerk as required under this  
 10 act. ~~at no additional charge.~~ Each applicant who submits a renewal  
 11 license online or by first-class mail to the department of state  
 12 police under this section shall pay an application and licensing  
 13 fee of ~~\$115.00~~ **\$30.00** by any method of payment accepted by the  
 14 department of state police. No other charge, fee, cost, or  
 15 assessment is required of the applicant except as specifically  
 16 authorized in this act. The applicant shall pay the application and  
 17 licensing fee to ~~the~~ **this** state. The state treasurer shall forward  
 18 ~~\$36.00 of each~~ **the** fee collected under this subsection to the  
 19 county treasurer who shall deposit the ~~\$36.00~~ **fee** in the concealed  
 20 pistol licensing fund of that county created in section 5x. ~~The~~  
 21 ~~state treasurer shall deposit the balance of the fee in the general~~  
 22 ~~fund to the credit of the department of state police.~~ The  
 23 department of state police shall notify the county clerk of the  
 24 county in which the applicant resides of a properly submitted  
 25 online application or application by first-class mail received by  
 26 the department. If the county clerk issues a renewal license under  
 27 this section, the county clerk shall send the license to the  
 28 licensee by first-class mail in a sealed envelope. If the county  
 29 clerk issues the renewal, the effective date of the renewal license



1 is the date of expiration of the current license or the date of  
2 approval or issue of the renewal, whichever is later, and the date  
3 of expiration is the applicant's date of birth which is not less  
4 than 4 years or more than 5 years from the effective date of the  
5 license.

6 (3) The department of state police shall complete the  
7 verification required under section 5b(6) and the county clerk  
8 shall issue a renewal license or a notice of statutory  
9 disqualification within 30 days after the date the renewal  
10 application was received. ~~Beginning on the date the department of~~  
11 ~~state police establishes a system under subsection (2), the~~ **The**  
12 department of state police shall provide an applicant a digital  
13 receipt, or a receipt by first-class mail if requested, for his or  
14 her renewal application submitted online at the time the  
15 application is received by the department of state police.

16 ~~Beginning on the date the department of state police establishes a~~  
17 ~~system under subsection (2), the~~ **The** department of state police  
18 shall mail an applicant a receipt by first-class mail for his or  
19 her renewal application submitted by first-class mail at the time  
20 the application is received by the department of state police. The  
21 receipt issued under this subsection to an individual applying for  
22 a renewal license whose current license is not expired at the time  
23 of application must contain all of the following:

- 24 (a) The name of the applicant.  
25 (b) The date and time the receipt is issued.  
26 (c) The amount paid.  
27 (d) The applicant's state-issued driver license or personal  
28 identification card number.  
29 (e) The statement "This receipt was issued for the purpose of



1 renewal of a concealed pistol license. As provided in section 51 of  
2 1927 PA 372, MCL 28.4251, this receipt shall serve as a concealed  
3 pistol license for the individual named in the receipt when carried  
4 with the expired license and is valid until a license or notice of  
5 statutory disqualification is issued by the county clerk. This  
6 receipt does not exempt the individual named in the receipt from  
7 complying with all applicable laws for the purchase of firearms.".

8 (f) The name of the county in which the receipt is issued, if  
9 applicable.

10 (g) An impression of the county seal, if applicable.

11 (4) The receipt issued under subsection (3) to an individual  
12 applying for a renewal license whose license is expired must  
13 contain all of the following:

14 (a) The name of the applicant.

15 (b) The date and time the receipt is issued.

16 (c) The amount paid.

17 (d) The applicant's state-issued driver license or personal  
18 identification card number.

19 (e) The statement "This receipt was issued for the purpose of  
20 renewal of a concealed pistol license. As provided in section 51 of  
21 1927 PA 372, MCL 28.4251, if a license or notice of statutory  
22 disqualification is not issued within 30 days after the date this  
23 receipt was issued, this receipt shall serve as a concealed pistol  
24 license for the individual named in the receipt when carried with  
25 an official state-issued driver license or personal identification  
26 card. The receipt is valid as a license until a license or a notice  
27 of statutory disqualification is issued by the county clerk. This  
28 receipt does not exempt the individual named in the receipt from  
29 complying with all applicable laws for the purchase of firearms.".



~~(5) Until November 30, 2018, a member of the United States Armed Forces, the United States Armed Forces Reserve, or the Michigan National Guard who is on orders to a duty station outside of this state may submit his or her application to renew a license to carry a concealed pistol by first-class mail, containing the required fee, a notarized application, the licensee's address of record within the state, the licensee's orders to report to a duty station outside of this state, and if the licensee desires to have his or her application receipt, renewal license, or any other notices mailed to his or her address of assignment or deployment, a letter requesting that action including the address of assignment or deployment. If the county clerk issues a renewal license under this section, the county clerk shall send the license to the licensee by first-class mail in a sealed envelope. If the licensee is a member of the United States Armed Forces, the United States Armed Forces Reserve, or the Michigan National Guard who is on orders to a duty station outside of this state and requests that his or her license be sent to the address of assignment or deployment, the county clerk shall mail the license to the licensee at the address of assignment or deployment provided in the renewal application. Until November 30, 2018, if a renewal application is submitted by a member of the United States Armed Forces, the United States Armed Forces Reserve, or the Michigan National Guard who is on orders to a duty station outside of this state, the county clerk shall mail a receipt to the licensee by first-class mail.~~

**(5)** ~~(6)~~—If an individual applies for a renewal license before the expiration of his or her license, the expiration date of the current license is extended until the renewal license or notice of statutory disqualification is issued. The county clerk shall notify



1 the department of state police in a manner prescribed by the  
2 department of state police after he or she receives an application  
3 for renewal. The department of state police shall immediately enter  
4 into the law enforcement information network the date that  
5 application for renewal was submitted and that the renewal  
6 application is pending.

7       **(6)** ~~(7)~~—A person carrying a concealed pistol after the  
8 expiration date of his or her license under an extension under  
9 subsection ~~(6)~~—**(5)** shall keep the receipt issued by the county  
10 clerk under subsection (3) and his or her expired license in his or  
11 her possession at all times that he or she is carrying the pistol.  
12 For the purposes of this act, the receipt is considered to be part  
13 of the license to carry a concealed pistol until a renewal license  
14 is issued or denied or a notice of statutory disqualification is  
15 issued.

16       **(7)** ~~(8)~~—The educational requirements under section 5b(7)(c)  
17 are waived for an applicant who is a retired police officer or  
18 retired law enforcement officer.

19       **(8)** ~~(9)~~—The educational requirements under section 5b(7)(c)  
20 for an applicant who is applying for a renewal of a license under  
21 this act are waived except that the applicant shall certify that he  
22 or she has completed at least 3 hours' review of the training  
23 described under section 5b(7)(c) and has had at least 1 hour of  
24 firing range time in the 6 months immediately preceding the  
25 subsequent application. The educational and firing range  
26 requirements of this subsection are met if the applicant certifies  
27 on the renewal application form that he or she has complied with  
28 the requirements of this subsection. An applicant is not required  
29 to verify the statements made under this subsection and is not



1 required to obtain a certificate or undergo training other than as  
2 required by this subsection.

3       (9) ~~(10)~~—An applicant who is applying for a renewal of a  
4 license issued under section 5b is not required to have  
5 fingerprints taken again under section 5b(9) if all of the  
6 following conditions have been met:

7       (a) There has been established a system for the department of  
8 state police to save and maintain in its automated fingerprint  
9 identification system (AFIS) database all fingerprints that are  
10 submitted to the department of state police under section 5b.

11       (b) The applicant's fingerprints have been submitted to and  
12 maintained by the department of state police as described in  
13 subdivision (a) for ongoing comparison with the automated  
14 fingerprint identification system (AFIS) database.

