

HOUSE BILL No. 5556

February 10, 1998, Introduced by Reps. Lowe, Cropsey, Llewellyn, Profit, Curtis, Middaugh, DeHart, Wetters, McNutt, Nye, McBryde, Gernaat, Horton, Middleton, Kukuk, Schauer, Walberg, Wojno, Kaza, Frank, Brewer, Jelinek, Hammerstrom, Rocca, Dalman, Prusi, Birkholz, Gustafson, Cherry, Schermesser, Tesanovich, Jellema, Law, Raczkowski, Leland, Jansen, DeVuyst, McManus, Geiger, Sikkema, Dobb, Rhead, Owen, Whyman, Baade, Galloway, Crissman, Cassis, Bodem, Green, Goschka, Voorhees, Callahan, Varga, London, Oxender, Alley, Freeman, Vaughn, Harder, Basham, Mans and Olshove and referred to the Committee on House Oversight and Ethics.

A bill to amend 1931 PA 328, entitled
"The Michigan penal code,"
by amending section 239 (MCL 750.239).

THE PEOPLE OF THE STATE OF MICHIGAN ENACT:

1 Sec. 239. (1) ~~All pistols, weapons or devices~~ EXCEPT AS
2 PROVIDED IN SUBSECTION (2), A PISTOL, WEAPON, OR DEVICE carried,
3 possessed, or used ~~contrary to~~ IN VIOLATION OF this chapter
4 ~~are hereby declared~~ IS forfeited to the state ~~,~~ and shall be
5 turned over to the ~~commissioner~~ DIRECTOR of the ~~Michigan~~
6 DEPARTMENT OF state police or his OR HER designated representa-
7 tive, for ~~such~~ disposition as the ~~commissioner may prescribe~~
8 DIRECTOR OF THE DEPARTMENT OF STATE POLICE PRESCRIBES.

9 (2) A CONCEALED PISTOL CARRIED IN VIOLATION OF THIS CHAPTER
10 BY AN INDIVIDUAL LICENSED TO CARRY A CONCEALED PISTOL UNDER

1 SECTION 5B OF 1927 PA 372, MCL 28.425B, IS SUBJECT TO SEIZURE AND
2 FORFEITURE UNDER SECTION 5G OF 1927 PA 372, MCL 28.425G.

3 Enacting section 1. This amendatory act takes effect
4 January 1, 1999.

5 Enacting section 2. This amendatory act does not take
6 effect unless all of the following bills of the 89th Legislature
7 are enacted into law:

8 (a) Senate Bill No. _____ or House Bill No. _____ (request
9 no. 00241'97 ***).

10 (b) Senate Bill No. _____ or House Bill No. _____ (request
11 no. 00241'97 b ***).

12 (c) Senate Bill No. _____ or House Bill No. _____ (request
13 no. 03890'97 **).

14 (d) Senate Bill No. _____ or House Bill No. _____ (request
15 no. 04589'97 **).

16 (e) Senate Bill No. _____ or House Bill No. _____ (request
17 no. 04590'97 **).

18 (f) Senate Bill No. _____ or House Bill No. _____ (request
19 no. 04591'97 **).

20 (g) Senate Bill No. _____ or House Bill No. _____ (request
21 no. 04592'97 **).

22 (h) Senate Bill No. _____ or House Bill No. _____ (request
23 no. 05184'97 *).