

# HOUSE BILL No. 4422

March 6, 2001, Introduced by Reps. Stamas, Richardville, Mead, Van Woerkom, Vander Veen, Ehardt, Richner and DeVuyst and referred to the Committee on Civil Law and the Judiciary.

A bill to amend 1931 PA 328, entitled  
"The Michigan penal code,"  
by amending section 231a (MCL 750.231a).

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

1       Sec. 231a. (1) Section 227 does not apply to any of the  
2 following:

3       (a) To a person holding a valid license to carry a pistol  
4 concealed upon his or her person issued by another state except  
5 where the pistol is carried in nonconformance with a restriction  
6 appearing on the license.

7       (b) To the regular and ordinary transportation of pistols as  
8 merchandise by an authorized agent of a person licensed to manu-  
9 facture firearms.

10       (c) To a person carrying an antique firearm as defined in  
11 subsection (2), completely unloaded, in a wrapper or container in

1 the trunk of a vehicle while en route to or from a hunting or  
2 target shooting area or function involving the exhibition, demon-  
3 stration or sale of antique firearms.

4 (d) To a person while carrying a pistol unloaded in a wrap-  
5 per or container in the trunk of the person's vehicle, while in  
6 possession of a valid Michigan hunting license or proof of valid  
7 membership in an organization having pistol shooting range facil-  
8 ities, and while en route to or from a hunting or target shooting  
9 area.

10 (e) To a person while carrying a pistol unloaded in a wrap-  
11 per or container in the trunk of the person's vehicle ~~from the~~  
12 ~~place of purchase to his or her home or place of business or to a~~  
13 ~~place of repair or back to his or her home or place of business,~~  
14 ~~or in moving goods from one place of abode or business to another~~  
15 ~~place of abode or business.~~ WHILE TRAVELING UNDER ANY OF THE  
16 FOLLOWING CIRCUMSTANCES:

17 (i) FROM THE PLACE OF PURCHASE TO HIS OR HER HOME OR PLACE  
18 OF BUSINESS.

19 (ii) TO OR FROM A PLACE OF REPAIR OF THE PISTOL AND HIS OR  
20 HER PLACE OF ABODE OR PLACE OF BUSINESS.

21 (iii) WHILE MOVING GOODS FROM 1 PLACE OF ABODE TO ANOTHER  
22 PLACE OF ABODE.

23 (iv) WHILE MOVING GOODS FROM 1 PLACE OF BUSINESS TO ANOTHER  
24 PLACE OF BUSINESS.

25 (v) TO OR FROM A PLACE OF ABODE, PURCHASE, OR BUSINESS AND A  
26 LAW ENFORCEMENT AGENCY TO PRESENT THE PISTOL FOR SAFETY

1 INSPECTION AS PRESCRIBED BY SECTION 9 OF 1927 PA 372, MCL  
2 28.429.

3 (f) To a person while carrying an unloaded pistol in the  
4 passenger compartment of a vehicle which does not have a trunk,  
5 if the person is otherwise complying with the requirements of  
6 subdivision (d) or (e) and the wrapper or container is not  
7 readily accessible to the occupants of the vehicle.

8 (2) As used in this section, "antique firearm" means either  
9 of the following:

10 (a) A firearm not designed or redesigned for using rimfire  
11 or conventional center fire ignition with fixed ammunition and  
12 manufactured ~~in or~~ before ~~1898~~ 1899, including a matchlock,  
13 flintlock, percussion cap, or similar type of ignition system or  
14 replica ~~thereof~~ FIREARM, whether actually manufactured before  
15 or after the year 1898.

16 (b) A firearm using fixed ammunition manufactured ~~in or~~  
17 before ~~1898~~ 1899, for which ammunition is no longer manufac-  
18 tured in the United States and is not readily available in the  
19 ordinary channels of commercial trade.