

# HOUSE BILL NO. 4864

May 18, 2021, Introduced by Reps. Carra, Steven Johnson, Hoitenga, Fink, Borton, Paquette, Beeler, Bellino, Hornberger and Allor and referred to the Committee on Military, Veterans and Homeland Security.

A bill to amend 2008 PA 537, entitled  
"Michigan retired law enforcement officer's firearm carry act,"  
by amending sections 7 and 12 (MCL 28.517 and 28.522).

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

- 1       Sec. 7. (1) The commission or its agent shall issue a
- 2       certificate to a qualified retired law enforcement officer who has
- 3       complied with the active duty firearms standard and is eligible to
- 4       carry a concealed firearm under 18 USC 926C and this act.
- 5       (2) A certificate holder shall carry the certificate and a

1 valid driver license or Michigan personal identification card on  
 2 his or her person at all times while in possession of a concealed  
 3 firearm and shall produce the documents upon demand by a peace  
 4 officer.

5 (3) A certificate holder who is carrying a concealed firearm  
 6 and who is stopped by a peace officer shall immediately disclose to  
 7 the peace officer that he or she is carrying a concealed firearm on  
 8 his or her person or is transporting a firearm in his or her  
 9 vehicle.

10 (4) Upon notice of revocation, a certificate holder is  
 11 required to forfeit his or her certificate to the commission by  
 12 returning the certificate in person to the commission or returning  
 13 the certificate by certified mail.

14 ~~(5) A violation of this section subjects the certificate~~  
 15 ~~holder to the penalties provided in section 5f of 1927 PA 372, MCL~~  
 16 ~~28.425f, including forfeiture of the firearm.~~

17 Sec. 12. A firearm that is carried in violation of this act is  
 18 subject to seizure and forfeiture in the same manner that property  
 19 is subject to seizure and forfeiture under ~~sections 4701 to 4709~~  
 20 **chapter 47** of the revised judicature act of 1961, 1961 PA 236, MCL  
 21 600.4701 to ~~600.4709.~~ **600.4710.** ~~This section does not apply if the~~  
 22 ~~violation is a state civil infraction under section 5f of 1927 PA~~  
 23 ~~372, MCL 28.425f, unless the individual fails to present his or her~~  
 24 ~~certificate within the 45-day period described in that section.~~

25 Enacting section 1. This amendatory act does not take effect  
 26 unless Senate Bill No. \_\_\_\_ or House Bill No. 4865 (request no.  
 27 01934'21 a \*) of the 101st Legislature is enacted into law.