

# HOUSE BILL No. 4458

March 30, 2017, Introduced by Reps. Hernandez, Runestad, Johnson, Bellino, Lucido, Howell, Hoitenga, Noble, Barrett, Cole, Kahle, Reilly, Lower, LaFave, VanSingel, Hauck, Canfield, Hornberger, Rendon, Whiteford, Allor, Glenn and Alexander and referred to the Committee on Judiciary.

A bill to amend 1931 PA 328, entitled  
"The Michigan penal code,"  
by amending section 227 (MCL 750.227), as amended by 1986 PA 8.

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

1           Sec. 227. (1) A person shall not carry a dagger, dirk,  
2           stiletto, a double-edged nonfolding stabbing instrument of any  
3           length, or any other dangerous weapon, except a hunting knife  
4           adapted and carried as such, concealed on or about his or her  
5           person, or whether concealed or otherwise in any vehicle operated  
6           or occupied by the person, except in his or her dwelling house,  
7           place of business or on other land possessed by the person.

8           (2) A person shall not carry a pistol concealed on or about  
9           his or her person, or, whether concealed or otherwise, in a vehicle  
10          operated or occupied by the person, except in his or her dwelling

1 house, place of business, or on other land possessed by the person,  
2 without a license to carry the pistol as provided by law and if  
3 licensed, shall not carry the pistol in a place or manner  
4 inconsistent with any restrictions upon such license.

5 (3) ~~A-EXCEPT AS OTHERWISE PROVIDED IN SUBSECTION (4),~~ A person  
6 who violates this section is guilty of a felony  ~~punishable by~~  
7 imprisonment for not more than 5 years  ~~or by~~ a fine of not more  
8 than \$2,500.00.

9 (4) SUBJECT TO SUBSECTION (5), A PERSON WHO VIOLATES  
10 SUBSECTION (2) IS SUBJECT TO A CIVIL FINE OF \$330.00 IF BOTH OF THE  
11 FOLLOWING APPLY:

12 (A) THE PERSON'S CONCEALED PISTOL LICENSE ISSUED UNDER SECTION  
13 5B OF 1927 PA 372, MCL 28.425B, EXPIRED NOT MORE THAN 6 MONTHS  
14 BEFORE THE DATE OF THE VIOLATION.

15 (B) THE PERSON IS ELIGIBLE TO OBTAIN A CONCEALED PISTOL  
16 LICENSE UNDER SECTION 5B OF 1927 PA 372, MCL 28.425B.

17 (5) IF, WITHIN 60 BUSINESS DAYS AFTER A VIOLATION OF  
18 SUBSECTION (2), A PERSON RECEIVES A RENEWAL LICENSE UNDER SECTION  
19 5/ OF 1927 PA 372, 28.425/, THAT PERSON IS NOT SUBJECT TO A CIVIL  
20 FINE UNDER SUBSECTION (4).