

SENATE BILL No. 366

May 4, 2017, Introduced by Senators SCHMIDT, COLBECK, HORN, PROOS,
MACGREGOR, SHIRKEY, GREEN, CASPERSON and STAMAS and referred to the
Committee on Judiciary.

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 sections 5b, 5c, and 5l (MCL 28.425b, 28.425c, and 28.425l), section 5b as amended by 2015 PA 207 and sections 5c and 5l as amended by 2015 PA 3.

THE PEOPLE OF THE STATE OF MICHIGAN ENACT:

1 Sec. 5b. (1) ~~Until November 30, 2015, to obtain a license to~~
2 ~~carry a concealed pistol, an individual shall apply to the~~

1 ~~concealed weapon licensing board in the county in which that~~
2 ~~individual resides. Beginning December 1, 2015, to~~ **TO** obtain a
3 license to carry a concealed pistol, an individual shall apply to
4 the county clerk in the county in which the individual resides. The
5 applicant shall file the application with the county clerk in the
6 county in which the applicant resides during the county clerk's
7 normal business hours. The application ~~shall~~ **MUST** be on a form
8 provided by the director of the department of state police. ~~Until~~
9 ~~November 30, 2015, the application shall allow the applicant to~~
10 ~~designate whether the applicant seeks a temporary license.~~
11 ~~Beginning December 1, 2015, the application shall~~ **AND** allow the
12 applicant to designate whether the applicant seeks an emergency
13 license **OR A PROVISIONAL LICENSE**. The **APPLICANT SHALL SIGN THE**
14 ~~application shall be signed under oath. by the applicant. The~~
15 **COUNTY CLERK OR HIS OR HER REPRESENTATIVE SHALL ADMINISTER THE**
16 ~~oath. shall be administered by the county clerk or his or her~~
17 ~~representative. Beginning December 1, 2015, not~~ **AN APPLICANT SHALL**
18 **NOT SUBMIT** more than 1 application ~~may be submitted~~ under this
19 subsection in any calendar year. ~~Beginning December 1, 2015, an~~ **AN**
20 application under this subsection is not considered complete until
21 an applicant submits all of the required information and fees and
22 has fingerprints taken under subsection (9). ~~Beginning December 1,~~
23 ~~2015, an~~ **AN** application under this subsection is considered
24 withdrawn if an applicant does not have fingerprints taken under
25 subsection (9) within 45 days of the date an application is filed
26 under this subsection. ~~Beginning December 1, 2015, a~~ **A** completed
27 application under this section expires 1 year from the date of

1 application. ~~Beginning December 1, 2015, the~~ **THE** county clerk shall
2 issue the applicant a receipt for his or her application at the
3 time the application is submitted containing the name of the
4 applicant, the applicant's state-issued driver license or personal
5 identification card number, the date and time the receipt is
6 issued, the amount paid, the name of the county in which the
7 receipt is issued, an impression of the county seal, and the
8 statement, "This receipt was issued for the purpose of applying for
9 a concealed pistol license and for obtaining fingerprints related
10 to that application. This receipt does not authorize an individual
11 to carry a concealed pistol in this state.". The application ~~shall~~
12 **MUST** contain all of the following:

13 (a) The applicant's legal name, date of birth, the address of
14 his or her primary residence, and ~~, beginning December 1, 2015,~~ his
15 or her state-issued driver license or personal identification card
16 number. ~~Until November 30, 2015, if the applicant resides in a~~
17 ~~city, village, or township that has a police department, the name~~
18 ~~of the police department.~~

19 (b) A statement by the applicant that the applicant meets the
20 criteria for a license under this act to carry a concealed pistol.

21 (c) ~~Until November 30, 2015, a statement by the applicant~~
22 ~~authorizing the concealed weapon licensing board to access any~~
23 ~~record, including any medical record, pertaining to the applicant's~~
24 ~~qualifications for a license to carry a concealed pistol under this~~
25 ~~act. The applicant may request that information received by the~~
26 ~~concealed weapon licensing board under this subdivision be reviewed~~
27 ~~in a closed session. If the applicant requests that the session be~~

1 ~~closed, the concealed weapon licensing board shall close the~~
2 ~~session only for purposes of this subdivision. The applicant and~~
3 ~~his or her representative have the right to be present in the~~
4 ~~closed session. Beginning December 1, 2015, a~~ **A** statement by the
5 applicant authorizing the department of state police to access any
6 record needed to perform the verification in subsection (6).

7 (d) A statement by the applicant regarding whether he or she
8 has a history of mental illness that would disqualify him or her
9 under subsection (7)(j) to (l) from receiving a license to carry a
10 concealed pistol.

11 (e) A statement by the applicant regarding whether he or she
12 has ever been convicted in this state or elsewhere for any of the
13 following:

14 (i) Any felony.

15 (ii) A misdemeanor listed under subsection (7)(h) if the
16 applicant was convicted of that misdemeanor in the 8 years
17 immediately preceding the date of the application, or a misdemeanor
18 listed under subsection (7)(i) if the applicant was convicted of
19 that misdemeanor in the 3 years immediately preceding the date of
20 the application.

21 (f) A statement by the applicant whether he or she has been
22 dishonorably discharged from the United States ~~armed forces.~~ **ARMED**
23 **FORCES.**

24 ~~— (g) Until November 30, 2015, if the applicant seeks a~~
25 ~~temporary license, the facts supporting the issuance of that~~
26 ~~temporary license.~~

27 ~~— (h) Until November 30, 2015, the names, residential addresses,~~

1 ~~and telephone numbers of 2 individuals who are references for the~~
2 ~~applicant.~~

3 (G) ~~(i) Until November 30, 2015, a passport quality photograph~~
4 ~~of the applicant provided by the applicant at the time of~~
5 ~~application. Beginning December 1, 2015, if **IF** an applicant does~~
6 not have a digitized photograph on file with the secretary of
7 state, a passport-quality photograph of the applicant provided by
8 the applicant at the time of application.

9 (H) ~~(j)~~ A certificate stating that the applicant has completed
10 the training course prescribed by this act.

11 (2) The county clerk shall not require the applicant to submit
12 any additional forms, documents, letters, or other evidence of
13 eligibility for obtaining a license to carry a concealed pistol
14 except as set forth in subsection (1) or as otherwise provided for
15 in this act. The application form ~~shall~~ **MUST** contain a conspicuous
16 warning that the application is executed under oath and that
17 intentionally making a material false statement on the application
18 is a felony punishable by imprisonment for not more than 4 years or
19 a fine of not more than \$2,500.00, or both.

20 (3) An individual who intentionally makes a material false
21 statement on an application under subsection (1) is guilty of a
22 felony punishable by imprisonment for not more than 4 years or a
23 fine of not more than \$2,500.00, or both.

24 (4) The county clerk shall retain a copy of each application
25 for a license to carry a concealed pistol as an official record.
26 One year after the expiration of a concealed pistol license, the
27 county clerk may destroy the record and maintain only a name index

1 of the record.

2 (5) ~~Until November 30, 2015, each applicant shall pay a~~
3 ~~nonrefundable application and licensing fee of \$105.00 by any~~
4 ~~method of payment accepted by that county for payments of other~~
5 ~~fees and penalties. Beginning December 1, 2015, each **EACH** applicant~~
6 shall pay an application and licensing fee of \$100.00 by any method
7 of payment accepted by that county for payments of other fees and
8 penalties. Except as provided in subsection (9), no other charge,
9 fee, cost, or assessment, including any local charge, fee, cost, or
10 assessment, is required of the applicant except as specifically
11 authorized in this act. The **APPLICANT SHALL PAY THE** application and
12 licensing fee ~~shall be payable to the county. Until November 30,~~
13 ~~2015, the county treasurer shall deposit \$15.00 of each application~~
14 ~~and licensing fee collected under this section in the general fund~~
15 ~~of the county and credit that deposit to the credit of the county~~
16 ~~sheriff and deposit \$26.00 of each fee collected under this section~~
17 ~~in the concealed pistol licensing fund of that county created in~~
18 ~~section 5x. Beginning December 1, 2015, the **THE** county treasurer~~
19 shall deposit \$26.00 of each application and licensing fee
20 collected under this section in the concealed pistol licensing fund
21 of that county created in section 5x. The county treasurer shall
22 forward the balance remaining to the state treasurer. The state
23 treasurer shall deposit the balance of the fee in the general fund
24 to the credit of the department of state police. The department of
25 state police shall use the money received under this act to process
26 the fingerprints and to reimburse the Federal Bureau of
27 Investigation for the costs associated with processing fingerprints

1 submitted under this act. The balance of the money received under
2 this act shall ~~shall~~ **MUST** be credited to the department of state police.

3 (6) ~~Until November 30, 2015, the county sheriff on behalf of~~
4 ~~the concealed weapon licensing board shall verify the requirements~~
5 ~~of subsection (7) (d), (e), (f), (h), (i), (j), (k), (l), and (m)~~
6 ~~through the law enforcement information network and report his or~~
7 ~~her finding to the concealed weapon licensing board. Beginning~~
8 ~~December 1, 2015, the~~ **THE** department of state police shall verify
9 the requirements of subsection (7) (d), (e), (f), (h), (i), (j),
10 (k), and (m) through the law enforcement information network and
11 the national instant criminal background check system and shall
12 report to the county clerk all statutory disqualifications, if any,
13 under this act that apply to an applicant. ~~Until November 30, 2015,~~
14 ~~if the applicant resides in a city, village, or township that has a~~
15 ~~police department, the concealed weapon licensing board shall~~
16 ~~contact that city, village, or township police department to~~
17 ~~determine only whether that city, village, or township police~~
18 ~~department has any information relevant to the investigation of~~
19 ~~whether the applicant is eligible under this act to receive a~~
20 ~~license to carry a concealed pistol. Until November 30, 2015, the~~
21 ~~concealed weapon licensing board may require a person claiming~~
22 ~~active duty status with the United States armed forces under this~~
23 ~~section to provide proof of 1 or both of the following:~~

24 ~~—— (a) The person's home of record.~~

25 ~~—— (b) Permanent active duty assignment in this state.~~

26 (7) ~~Until November 30, 2015, the concealed weapon licensing~~
27 ~~board and, beginning December 1, 2015, the~~ **THE** county clerk shall

1 issue and shall send by first-class mail a license to an applicant
2 to carry a concealed pistol within the period required under this
3 act if the ~~concealed weapon licensing board or county clerk~~
4 determines that all of the following circumstances exist:

5 (a) The applicant is 21 years of age or older, **OR IF THE**
6 **APPLICANT IS APPLYING FOR A PROVISIONAL LICENSE, THE APPLICANT IS**
7 **AT LEAST 18 YEARS OLD BUT LESS THAN 21 YEARS OLD.**

8 (b) The applicant is a citizen of the United States or is an
9 alien lawfully admitted into the United States, is a legal resident
10 of this state, and has resided in this state for not less than the
11 6 months immediately preceding the date of application. ~~Until~~
12 ~~November 30, 2015, the concealed weapon licensing board may waive~~
13 ~~the 6 month residency requirement for a temporary license under~~
14 ~~section 5a(8) if the concealed weapon licensing board determines~~
15 ~~that there is probable cause to believe that the safety of the~~
16 ~~applicant or the safety of a member of the applicant's family is~~
17 ~~endangered by the applicant's inability to immediately obtain a~~
18 ~~license to carry a concealed pistol. Until November 30, 2015, if~~
19 ~~the applicant holds a valid concealed pistol license issued by~~
20 ~~another state at the time the applicant's residency in this state~~
21 ~~is established, the concealed weapon licensing board may waive the~~
22 ~~6 month waiting period and the applicant may apply for a concealed~~
23 ~~pistol license at the time the applicant's residency in this state~~
24 ~~is established. Until November 30, 2015, the concealed weapon~~
25 ~~licensing board shall immediately issue a temporary license to that~~
26 ~~applicant. Until November 30, 2015, the temporary license is valid~~
27 ~~until the concealed weapon licensing board decides whether to grant~~

1 ~~or deny the application. Beginning December 1, 2015, the~~ **THE** county
2 clerk shall waive the 6-month residency requirement for an
3 emergency license under section 5a(4) if the applicant is a
4 petitioner for a personal protection order issued under section
5 2950 or 2950a of the revised judicature act of 1961, 1961 PA 236,
6 MCL 600.2950 and 600.2950a, or if the county sheriff determines
7 that there is clear and convincing evidence to believe that the
8 safety of the applicant or the safety of a member of the
9 applicant's family or household is endangered by the applicant's
10 inability to immediately obtain a license to carry a concealed
11 pistol. ~~Beginning December 1, 2015, if~~ **IF** the applicant holds a
12 valid concealed pistol license issued by another state at the time
13 the applicant's residency in this state is established, the county
14 clerk shall waive the 6-month ~~waiting period~~ **RESIDENCY REQUIREMENT**
15 and the applicant may apply for a concealed pistol license at the
16 time the applicant's residency in this state is established. For
17 the purposes of this section, ~~a person~~ **AN INDIVIDUAL** is considered
18 a legal resident of this state if any of the following apply:

19 (i) The ~~person~~ **INDIVIDUAL** has a valid, lawfully obtained
20 driver license issued under the Michigan vehicle code, 1949 PA 300,
21 MCL 257.1 to 257.923, or official state personal identification
22 card issued under 1972 PA 222, MCL 28.291 to 28.300.

23 (ii) The ~~person~~ **INDIVIDUAL** is lawfully registered to vote in
24 this state.

25 (iii) The ~~person~~ **INDIVIDUAL** is on active duty status with the
26 United States ~~armed forces~~ **ARMED FORCES** and is stationed outside of
27 this state, but the ~~person's~~ **INDIVIDUAL'S** home of record is in this

1 state.

2 (iv) The ~~person~~-**INDIVIDUAL** is on active duty status with the
3 United States ~~armed forces~~-**ARMED FORCES** and is permanently
4 stationed in this state, but the ~~person's~~-**INDIVIDUAL'S** home of
5 record is in another state.

6 (c) The applicant has knowledge and has had training in the
7 safe use and handling of a pistol by the successful completion of a
8 pistol safety training course or class that meets the requirements
9 of section 5j.

10 (d) The applicant is not the subject of an order or
11 disposition under any of the following:

12 (i) Section 464a of the mental health code, 1974 PA 258, MCL
13 330.1464a.

14 (ii) Section 5107 of the estates and protected individuals
15 code, 1998 PA 386, MCL 700.5107.

16 (iii) Sections 2950 and 2950a of the revised judicature act of
17 1961, 1961 PA 236, MCL 600.2950 and 600.2950a.

18 (iv) Section 6b of chapter V of the code of criminal
19 procedure, 1927 PA 175, MCL 765.6b, if the order has a condition
20 imposed under section 6b(3) of chapter V of the code of criminal
21 procedure, 1927 PA 175, MCL 765.6b.

22 (v) Section 16b of chapter IX of the code of criminal
23 procedure, 1927 PA 175, MCL 769.16b.

24 (e) The applicant is not prohibited from possessing, using,
25 transporting, selling, purchasing, carrying, shipping, receiving,
26 or distributing a firearm under section 224f of the Michigan penal
27 code, 1931 PA 328, MCL 750.224f.

1 (f) The applicant has never been convicted of a felony in this
2 state or elsewhere, and a felony charge against the applicant is
3 not pending in this state or elsewhere at the time he or she
4 applies for a license described in this section.

5 (g) The applicant has not been dishonorably discharged from
6 the United States ~~armed forces~~. **ARMED FORCES**.

7 (h) The applicant has not been convicted of a misdemeanor
8 violation of any of the following in the 8 years immediately
9 preceding the date of application and a charge for a misdemeanor
10 violation of any of the following is not pending against the
11 applicant in this state or elsewhere at the time he or she applies
12 for a license described in this section:

13 (i) Section 617a (failing to stop when involved in a personal
14 injury accident), section 625 as punishable under subsection (9)(b)
15 of that section (operating while intoxicated, second offense),
16 section 625m as punishable under subsection (4) of that section
17 (operating a commercial vehicle with alcohol content, second
18 offense), section 626 (reckless driving), or a violation of section
19 904(1) (operating while license suspended or revoked, second or
20 subsequent offense) of the Michigan vehicle code, 1949 PA 300, MCL
21 257.617a, 257.625, 257.625m, 257.626, and 257.904.

22 (ii) Section 185(7) of the aeronautics code of the state of
23 Michigan, 1945 PA 327, MCL 259.185 (operating aircraft while under
24 the influence of intoxicating liquor or a controlled substance with
25 prior conviction).

26 (iii) Section 29 of the weights and measures act, 1964 PA 283,
27 MCL 290.629 (hindering or obstructing certain persons performing

1 official weights and measures duties).

2 (iv) Section 10 of the motor fuels quality act, 1984 PA 44,
3 MCL 290.650 (hindering, obstructing, assaulting, or committing
4 bodily injury upon director or authorized representative).

5 (v) Section 80176 as punishable under section 80177(1)(b)
6 (operating vessel under the influence of intoxicating liquor or a
7 controlled substance, second offense), section 81134 as punishable
8 under subsection (8)(b) of that section (operating ORV under the
9 influence of intoxicating liquor or a controlled substance, second
10 or subsequent offense), or section 82127 as punishable under
11 section 82128(1)(b) (operating snowmobile under the influence of
12 intoxicating liquor or a controlled substance, second offense) of
13 the natural resources and environmental protection act, 1994 PA
14 451, MCL 324.80176, 324.80177, 324.81134, 324.82127, and 324.82128.

15 (vi) Section 7403 of the public health code, 1978 PA 368, MCL
16 333.7403 (possession of controlled substance, controlled substance
17 analogue, or prescription form).

18 (vii) Section 353 of the railroad code of 1993, 1993 PA 354,
19 MCL 462.353, punishable under subsection (4) of that section
20 (operating locomotive under the influence of intoxicating liquor or
21 a controlled substance, or while visibly impaired, second offense).

22 (viii) Section 7 of 1978 PA 33, MCL 722.677 (displaying
23 sexually explicit matter to minors).

24 (ix) Section 81 (assault or domestic assault), section 81a(1)
25 or (2) (aggravated assault or aggravated domestic assault), section
26 115 (breaking and entering or entering without breaking), section
27 136b(7) (fourth degree child abuse), section 145n (vulnerable adult

1 abuse), section 157b(3)(b) (solicitation to commit a felony),
2 section 215 (impersonating peace officer or medical examiner),
3 section 223 (illegal sale of a firearm or ammunition), section 224d
4 (illegal use or sale of a self-defense spray), section 226a (sale
5 or possession of a switchblade), section 227c (improper
6 transportation of a loaded firearm), section 229 (accepting a
7 pistol in pawn), section 232 (failure to register the purchase of a
8 firearm or a firearm component), section 232a (improperly obtaining
9 a pistol, making a false statement on an application to purchase a
10 pistol, or using false identification to purchase a pistol),
11 section 233 (intentionally aiming a firearm without malice),
12 section 234 (intentionally discharging a firearm aimed without
13 malice), section 234d (possessing a firearm on prohibited
14 premises), section 234e (brandishing a firearm in public), section
15 234f (possession of a firearm by an individual less than 18 years
16 of age), section 235 (intentionally discharging a firearm aimed
17 without malice causing injury), section 235a (parent of a minor who
18 possessed a firearm in a weapon free school zone), section 236
19 (setting a spring gun or other device), section 237 (possessing a
20 firearm while under the influence of intoxicating liquor or a
21 controlled substance), section 237a (weapon free school zone
22 violation), section 335a (indecent exposure), section 411h
23 (stalking), or section 520e (fourth degree criminal sexual conduct)
24 of the Michigan penal code, 1931 PA 328, MCL 750.81, 750.81a,
25 750.115, 750.136b, 750.145n, 750.157b, 750.215, 750.223, 750.224d,
26 750.226a, 750.227c, 750.229, 750.232, 750.232a, 750.233, 750.234,
27 750.234d, 750.234e, 750.234f, 750.235, 750.235a, 750.236, 750.237,

1 750.237a, 750.335a, 750.411h, and 750.520e.

2 (x) Former section 228 of the Michigan penal code, 1931 PA
3 328.

4 (xi) Section 1 (reckless, careless, or negligent use of a
5 firearm resulting in injury or death), section 2 (careless,
6 reckless, or negligent use of a firearm resulting in property
7 damage), or section 3a (reckless discharge of a firearm) of 1952 PA
8 45, MCL 752.861, 752.862, and 752.863a.

9 (xii) A violation of a law of the United States, another
10 state, or a local unit of government of this state or another state
11 substantially corresponding to a violation described in
12 subparagraphs (i) to (xi).

13 (i) The applicant has not been convicted of a misdemeanor
14 violation of any of the following in the 3 years immediately
15 preceding the date of application unless the misdemeanor violation
16 is listed under subdivision (h) and a charge for a misdemeanor
17 violation of any of the following is not pending against the
18 applicant in this state or elsewhere at the time he or she applies
19 for a license described in this section:

20 (i) Section 625 (operating under the influence), section 625a
21 (refusal of commercial vehicle operator to submit to a chemical
22 test), section 625k (ignition interlock device reporting
23 violation), section 625l (circumventing an ignition interlock
24 device), or section 625m punishable under subsection (3) of that
25 section (operating a commercial vehicle with alcohol content) of
26 the Michigan vehicle code, 1949 PA 300, MCL 257.625, 257.625a,
27 257.625k, 257.625l, and 257.625m.

1 (ii) Section 185 of the aeronautics code of the state of
2 Michigan, 1945 PA 327, MCL 259.185 (operating aircraft under the
3 influence).

4 (iii) Section 81134 (operating ORV under the influence or
5 operating ORV while visibly impaired), or section 82127 (operating
6 a snowmobile under the influence) of the natural resources and
7 environmental protection act, 1994 PA 451, MCL 324.81134 and
8 324.82127.

9 (iv) Part 74 of the public health code, 1978 PA 368, MCL
10 333.7401 to 333.7461 (controlled substance violation).

11 (v) Section 353 of the railroad code of 1993, 1993 PA 354, MCL
12 462.353, punishable under subsection (3) of that section (operating
13 locomotive under the influence).

14 (vi) Section 167 (disorderly person), section 174
15 (embezzlement), section 218 (false pretenses with intent to
16 defraud), section 356 (larceny), section 356d (second degree retail
17 fraud), section 359 (larceny from a vacant building or structure),
18 section 362 (larceny by conversion), section 362a (larceny -
19 defrauding lessor), section 377a (malicious destruction of
20 property), section 380 (malicious destruction of real property),
21 section 535 (receiving or concealing stolen property), or section
22 540e (malicious use of telecommunications service or device) of the
23 Michigan penal code, 1931 PA 328, MCL 750.167, 750.174, 750.218,
24 750.356, 750.356d, 750.359, 750.362, 750.362a, 750.377a, 750.380,
25 750.535, and 750.540e.

26 (vii) A violation of a law of the United States, another
27 state, or a local unit of government of this state or another state

1 substantially corresponding to a violation described in
2 subparagraphs (i) to (vi).

3 (j) The applicant has not been found guilty but mentally ill
4 of any crime and has not offered a plea of not guilty of, or been
5 acquitted of, any crime by reason of insanity.

6 (k) The applicant is not currently and has never been subject
7 to an order of involuntary commitment in an inpatient or outpatient
8 setting due to mental illness.

9 (l) The applicant has filed a statement under subsection
10 (1)(d) that the applicant does not have a diagnosis of mental
11 illness that includes an assessment that the individual presents a
12 danger to himself or herself or to another at the time the
13 application is made, regardless of whether he or she is receiving
14 treatment for that illness.

15 (m) The applicant is not under a court order of legal
16 incapacity in this state or elsewhere.

17 (n) The applicant has a valid state-issued driver license or
18 personal identification card.

19 (8) Upon entry of a court order or conviction of 1 of the
20 enumerated prohibitions for using, transporting, selling,
21 purchasing, carrying, shipping, receiving, or distributing a
22 firearm in this section the department of state police shall
23 immediately enter the order or conviction into the law enforcement
24 information network. For purposes of this act, information of the
25 court order or conviction ~~shall~~**MUST** not be removed from the law
26 enforcement information network, but may be moved to a separate
27 file intended for the use of the ~~county concealed weapon licensing~~

1 ~~boards,~~ department of state police, the courts, and other
2 government entities as necessary and exclusively to determine
3 eligibility to be licensed under this act.

4 (9) An individual, after submitting an application and paying
5 the fee prescribed under subsection (5), shall request that
6 classifiable fingerprints be taken by the county clerk, department
7 of state police, county sheriff, a local police agency, or other
8 entity, if the county clerk, department of state police, county
9 sheriff, local police agency, or other entity provides
10 fingerprinting capability for the purposes of this act. ~~Beginning~~
11 ~~December 1, 2015, an~~ **AN** individual who has had classifiable
12 fingerprints taken under section 5a(4) does not need additional
13 fingerprints taken under this subsection. If the individual
14 requests that classifiable fingerprints be taken by the county
15 clerk, department of state police, county sheriff, a local police
16 agency, or other entity, the individual shall also pay a fee of
17 \$15.00 by any method of payment accepted for payments of other fees
18 and penalties. A county clerk shall deposit any fee it accepts
19 under this subsection in the concealed pistol licensing fund of
20 that county created in section 5x. The county clerk, department of
21 state police, county sheriff, local police agency, or other entity
22 shall take the fingerprints within 5 business days after the
23 request. County clerks, the department of state police, county
24 sheriffs, local police agencies, and other entities shall provide
25 reasonable access to fingerprinting services during normal business
26 hours as is necessary to comply with the requirements of this act
27 if the county clerk, department of state police, county sheriff,

1 local police agency, or other entity provides fingerprinting
2 capability for the purposes of this act. ~~Beginning December 1,~~
3 ~~2015, the~~ **THE** entity providing fingerprinting services shall issue
4 the applicant a receipt at the time his or her fingerprints are
5 taken. ~~Beginning December 1, 2015, the~~ **THE** county clerk, department
6 of state police, county sheriff, local police agency, or other
7 entity shall not provide a receipt under this subsection unless the
8 individual requesting the fingerprints provides an application
9 receipt received under subsection (1). ~~Beginning December 1, 2015,~~
10 ~~a~~ **A** receipt under this subsection ~~shall~~ **MUST** contain all of the
11 following:

- 12 (a) The name of the ~~applicant~~ **INDIVIDUAL**.
- 13 (b) The date and time the receipt is issued.
- 14 (c) The amount paid.
- 15 (d) The name of the entity providing the fingerprint services.
- 16 (e) The ~~applicant's~~ **INDIVIDUAL'S** state-issued driver license
17 or personal identification card number.
- 18 (f) The statement "This receipt was issued for the purpose of
19 applying for a concealed pistol license. As provided in section 5b
20 of 1927 PA 372, MCL 28.425b, if a license or notice of statutory
21 disqualification is not issued within 45 days after the date this
22 receipt was issued, this receipt ~~shall serve~~ **SERVES** as a concealed
23 pistol license for the individual named in the receipt when carried
24 with an official state-issued driver license or personal
25 identification card. The receipt is valid as a license until a
26 license or notice of statutory disqualification is issued by the
27 county clerk. This receipt does not exempt the individual named in

1 the receipt from complying with all applicable laws for the
2 purchase of firearms.".

3 (10) The fingerprints ~~shall~~**MUST** be taken, under subsection
4 (9), in a manner prescribed by the department of state police. The
5 ~~fingerprints taken by a county clerk, county sheriff, local police~~
6 ~~agency, or other entity shall be immediately forwarded~~**FORWARD THE**
7 **FINGERPRINTS TAKEN BY THAT ENTITY** to the department of state police
8 for comparison with fingerprints already on file with the
9 department of state police. The department of state police shall
10 immediately forward the fingerprints to the Federal Bureau of
11 Investigation. ~~Until November 30, 2015, within 10 days after~~
12 ~~receiving a report of the fingerprints from the Federal Bureau of~~
13 ~~Investigation, the department of state police shall provide a copy~~
14 ~~to the submitting sheriff's department or local police agency as~~
15 ~~appropriate and the clerk of the appropriate concealed weapon~~
16 ~~licensing board. Beginning December 1, 2015, within~~**WITHIN 5**
17 business days of completing the verification under subsection (6),
18 the department shall send the county clerk a list of an applicant's
19 **INDIVIDUAL'S** statutory disqualifications under this act. ~~Until~~
20 ~~November 30, 2015, and except as provided in subsection (14), the~~
21 ~~concealed weapon licensing board shall not issue a concealed pistol~~
22 ~~license until it receives the fingerprint comparison report~~
23 ~~prescribed in this subsection. Beginning December 1, 2015, and~~
24 ~~except~~**EXCEPT** as provided in section 5a(4), the county clerk shall
25 not issue a concealed pistol license until he or she receives the
26 report of statutory disqualifications prescribed in this
27 subsection. ~~Beginning December 1, 2015, if~~**IF** an individual's

1 fingerprints are not classifiable, the department of state police
2 shall, at no charge, take the individual's fingerprints again or
3 provide for the comparisons under this subsection to be conducted
4 through alternative means. ~~Until November 30, 2015, the concealed~~
5 ~~weapon licensing board may deny a license if an individual's~~
6 ~~fingerprints are not classifiable by the Federal Bureau of~~
7 ~~Investigation. Beginning December 1, 2015, the **THE** county clerk~~
8 shall not issue a notice of statutory disqualification because an
9 individual's fingerprints are not classifiable by the Federal
10 Bureau of Investigation.

11 (11) ~~Until November 30, 2015, the concealed weapon licensing~~
12 ~~board shall deny a license to an applicant to carry a concealed~~
13 ~~pistol if the applicant is not qualified under subsection (7) to~~
14 ~~receive that license. Beginning December 1, 2015, the **THE** county~~
15 clerk shall send by first-class mail a notice of statutory
16 disqualification for a license under this act to an applicant
17 **INDIVIDUAL** if the applicant ~~INDIVIDUAL~~ is not qualified under
18 subsection (7) to receive that license.

19 (12) A license to carry a concealed pistol that is issued
20 based upon an application that contains a material false statement
21 is void from the date the license is issued.

22 (13) ~~Until November 30, 2015, and subject to subsections (10)~~
23 ~~and (14), the concealed weapon licensing board shall issue or deny~~
24 ~~issuance of a license within 45 days after the concealed weapon~~
25 ~~licensing board receives the fingerprint comparison report provided~~
26 ~~under subsection (10). Beginning December 1, 2015, and subject~~
27 **SUBJECT** to subsection (10), the department of state police shall

1 complete the verification required under subsection (6) and the
2 county clerk shall issue a license or a notice of statutory
3 disqualification within 45 days after the date the applicant has
4 classifiable fingerprints taken under subsection (9). ~~Beginning~~
5 ~~December 1, 2015, the~~ **THE** county clerk shall include an indication
6 on the license if an individual is exempt from the prohibitions
7 against carrying a concealed pistol on premises described in
8 section 50 if the applicant provides acceptable proof that he or
9 she qualifies for that exemption. ~~Until November 30, 2015, if the~~
10 ~~concealed weapon licensing board denies issuance of a license to~~
11 ~~carry a concealed pistol, or beginning December 1, 2015, if~~ **IF** the
12 county clerk issues a notice of statutory disqualification, the
13 ~~concealed weapon licensing board or the county clerk, as~~
14 ~~appropriate,~~ shall within 5 business days do all of the following:

15 (a) Inform the ~~applicant~~ **INDIVIDUAL** in writing of the reasons
16 for the denial or disqualification. Information under this
17 subdivision ~~shall~~ **MUST** include all of the following:

18 (i) ~~Until November 30, 2015, a statement of the specific and~~
19 ~~articulable facts supporting the denial. Beginning December 1,~~
20 ~~2015, a~~ **A** statement of each statutory disqualification identified.

21 (ii) ~~Until November 30, 2015, copies of any writings,~~
22 ~~photographs, records, or other documentary evidence upon which the~~
23 ~~denial is based. Beginning December 1, 2015, the~~ **THE** source of the
24 record for each statutory disqualification identified.

25 (iii) ~~Beginning December 1, 2015, the~~ **THE** contact information
26 for the source of the record for each statutory disqualification
27 identified.

1 (b) Inform the applicant in writing of his or her right to
2 appeal the denial or notice of statutory disqualification to the
3 circuit court as provided in section 5d.

4 (c) ~~Beginning December 1, 2015, inform~~ **INFORM** the applicant
5 **INDIVIDUAL** that he or she should contact the source of the record
6 for any statutory disqualification to correct any errors in the
7 record resulting in the statutory disqualification.

8 (14) ~~Until November 30, 2015, if the fingerprint comparison~~
9 ~~report is not received by the concealed weapon licensing board~~
10 ~~within 60 days after the fingerprint report is forwarded to the~~
11 ~~department of state police by the Federal Bureau of Investigation,~~
12 ~~the concealed weapon licensing board shall issue a temporary~~
13 ~~license to carry a concealed pistol to the applicant if the~~
14 ~~applicant is otherwise qualified for a license. Until November 30,~~
15 ~~2015, a temporary license issued under this section is valid for~~
16 ~~180 days or until the concealed weapon licensing board receives the~~
17 ~~fingerprint comparison report provided under subsection (10) and~~
18 ~~issues or denies issuance of a license to carry a concealed pistol~~
19 ~~as otherwise provided under this act. Until November 30, 2015, upon~~
20 ~~issuance or the denial of issuance of the license to carry a~~
21 ~~concealed pistol to an applicant who received a temporary license~~
22 ~~under this section, the applicant shall immediately surrender the~~
23 ~~temporary license to the concealed weapon licensing board that~~
24 ~~issued that temporary license. Beginning December 1, 2015, if~~ **IF** a
25 license or notice of statutory disqualification is not issued under
26 subsection (13) within 45 days after the date the applicant
27 **INDIVIDUAL** has classifiable fingerprints taken under subsection

1 (9), the receipt issued under subsection (9) ~~shall serve~~ **SERVES** as
2 a concealed pistol license for purposes of this act when carried
3 with a state-issued driver license or personal identification card
4 and is valid until a license or notice of statutory
5 disqualification is issued by the county clerk.

6 (15) If an individual licensed under this act to carry a
7 concealed pistol moves to a different county within this state, his
8 or her license remains valid until it expires or is otherwise
9 suspended or revoked under this act. ~~Beginning December 1, 2015, an~~
10 **AN** individual may notify a county clerk that he or she has moved to
11 a different address within this state for the purpose of receiving
12 the notice under section 5/(1). A license to carry a concealed
13 pistol that is lost, stolen, or defaced may be replaced by the
14 issuing county clerk for a replacement fee of \$10.00. A county
15 clerk shall deposit a replacement fee under this subsection in the
16 concealed pistol licensing fund of that county created in section
17 5x.

18 (16) If a license issued under this act is suspended or
19 revoked, the license is forfeited and the individual shall return
20 the license to the county clerk forthwith by mail or in person.
21 ~~Beginning December 1, 2015, the~~ **THE** county clerk shall retain a
22 suspended or revoked license as an official record 1 year after the
23 expiration of the license, unless the license is reinstated or a
24 new license is issued. ~~Beginning December 1, 2015, the~~ **THE** county
25 clerk shall notify the department of state police if a license is
26 suspended or revoked. ~~Beginning December 1, 2015, the~~ **THE**
27 department of state police shall enter that suspension or

1 revocation into the law enforcement information network. An
2 individual who fails to return a license as required under this
3 subsection after he or she was notified that his or her license was
4 suspended or revoked is guilty of a misdemeanor punishable by
5 imprisonment for not more than 93 days or a fine of not more than
6 \$500.00, or both.

7 (17) An applicant or an individual licensed under this act to
8 carry a concealed pistol may be furnished a copy of his or her
9 application under this section upon request and the payment of a
10 reasonable fee not to exceed \$1.00. The county clerk shall deposit
11 any fee collected under this subsection in the concealed pistol
12 licensing fund of that county created in section 5x.

13 (18) This section does not prohibit the county clerk from
14 making public and distributing to the public at no cost lists of
15 individuals who are certified as qualified instructors as
16 prescribed under section 5j.

17 (19) ~~Beginning December 1, 2015, a~~ **A** county clerk issuing an
18 initial license or renewal license under this act shall mail the
19 license to the licensee by first-class mail in a sealed envelope.
20 ~~Beginning December 1, 2015, upon~~ **UPON** payment of the fee under
21 subsection (15), a county clerk shall issue a replacement license
22 in person at the time of application for a replacement license
23 unless the applicant requests that it be delivered by first-class
24 mail.

25 (20) A county clerk, county sheriff, county prosecuting
26 attorney, police department, or the department of state police is
27 not liable for civil damages as a result of the issuance of a

1 license under this act to an individual who later commits a crime
2 or a negligent act.

3 (21) ~~Beginning December 1, 2015, an~~ **AN** individual licensed
4 under this act to carry a concealed pistol may voluntarily
5 surrender that license without explanation. ~~Beginning December 1,~~
6 ~~2015, a~~ **A** county clerk shall retain a surrendered license as an
7 official record for 1 year after the license is surrendered.
8 ~~Beginning December 1, 2015, if~~ **IF** an individual voluntarily
9 surrenders a license under this subsection, the county clerk shall
10 notify the department of state police. ~~Beginning December 1, 2015,~~
11 ~~the~~ **THE** department of state police shall enter into the law
12 enforcement information network that the license was voluntarily
13 surrendered and the date the license was voluntarily surrendered.

14 (22) As used in this section:

15 (a) "Acceptable proof" means any of the following:

16 (i) For a retired police officer or retired law enforcement
17 officer, the officer's retired identification or a letter from a
18 law enforcement agency stating that the retired police officer or
19 law enforcement officer retired in good standing.

20 (ii) For an individual who is employed or contracted by an
21 entity described under section 50(1) to provide security services,
22 a letter from that entity stating that the employee is required by
23 his or her employer or the terms of a contract to carry a concealed
24 firearm on the premises of the employing or contracting entity and
25 his or her employee identification.

26 (iii) For an individual who is licensed as a private
27 investigator or private detective under the professional

1 investigator licensure act, 1965 PA 285, MCL 338.821 to 338.851,
2 his or her license.

3 (iv) For an individual who is a corrections officer of a
4 county sheriff's department, his or her employee identification and
5 a letter stating that the individual has received county sheriff
6 approved weapons training.

7 (v) For an individual who is a retired corrections officer of
8 a county sheriff's department, a letter from the county sheriff's
9 office stating that the retired corrections officer retired in good
10 standing and that the individual has received county sheriff
11 approved weapons training.

12 (vi) For an individual who is a motor carrier officer or
13 capitol security officer of the department of state police, his or
14 her employee identification.

15 (vii) For an individual who is a member of a sheriff's posse,
16 his or her identification.

17 (viii) For an individual who is an auxiliary officer or
18 reserve officer of a police or sheriff's department, his or her
19 employee identification.

20 (ix) For an individual who is a parole, probation, or
21 corrections officer, or absconder recovery unit member, of the
22 department of corrections, his or her employee identification and
23 proof that the individual obtained a Michigan department of
24 corrections weapons permit.

25 (x) For an individual who is a retired parole, probation, or
26 corrections officer, or retired absconder recovery unit member, of
27 the department of corrections, a letter from the department of

1 corrections stating that the retired parole, probation, or
2 corrections officer, or retired absconder recovery unit member,
3 retired in good standing and proof that the individual obtained a
4 Michigan department of corrections weapons permit.

5 (xi) For a state court judge or state court retired judge, a
6 letter from the judicial tenure commission stating that the state
7 court judge or state court retired judge is in good standing.

8 (xii) For an individual who is a court officer, his or her
9 employee identification.

10 (xiii) For a retired federal law enforcement officer, the
11 identification required under the law enforcement officers safety
12 act or a letter from a law enforcement agency stating that the
13 retired federal law enforcement officer retired in good standing.

14 (b) "Convicted" means a final conviction, the payment of a
15 fine, a plea of guilty or nolo contendere if accepted by the court,
16 or a finding of guilt for a criminal law violation or a juvenile
17 adjudication or disposition by the juvenile division of probate
18 court or family division of circuit court for a violation that if
19 committed by an adult would be a crime.

20 (c) "Felony" means, except as otherwise provided in this
21 subdivision, that term as defined in section 1 of chapter I of the
22 code of criminal procedure, 1927 PA 175, MCL 761.1, or a violation
23 of a law of the United States or another state that is designated
24 as a felony or that is punishable by death or by imprisonment for
25 more than 1 year. Felony does not include a violation of a penal
26 law of this state that is expressly designated as a misdemeanor.

27 (d) "Mental illness" means a substantial disorder of thought

1 or mood that significantly impairs judgment, behavior, capacity to
2 recognize reality, or ability to cope with the ordinary demands of
3 life, and includes, but is not limited to, clinical depression.

4 (e) "Misdemeanor" means a violation of a penal law of this
5 state or violation of a local ordinance substantially corresponding
6 to a violation of a penal law of this state that is not a felony or
7 a violation of an order, rule, or regulation of a state agency that
8 is punishable by imprisonment or a fine that is not a civil fine,
9 or both.

10 (f) "Treatment" means care or any therapeutic service,
11 including, but not limited to, the administration of a drug, and
12 any other service for the treatment of a mental illness.

13 Sec. 5c. (1) A license to carry a concealed pistol ~~shall~~**MUST**
14 be in a form, with the same dimensions as a Michigan operator
15 license, prescribed by the department of state police. ~~Beginning~~
16 ~~December 1, 2015, the~~**THE** license ~~shall~~**MUST** be constructed of
17 plastic laminated paper or hard plastic. ~~No~~**A COUNTY CLERK SHALL**
18 **NOT CHARGE AN** additional fee ~~shall be charged~~ for the license
19 unless otherwise prescribed in this act. **A COUNTY CLERK MAY CHARGE**
20 **A** fee not to exceed \$10.00 ~~may be charged~~ for an optional hard
21 plastic license only if the county clerk also provides the option
22 of obtaining a plastic laminated paper license at no charge. A
23 county clerk shall deposit a fee collected under this subsection in
24 the concealed pistol licensing fund of that county created in
25 section 5x. The license ~~shall~~**MUST** contain all of the following:

- 26 (a) The licensee's full name and date of birth.
27 (b) A photograph and a physical description of the licensee.

1 (c) A statement of the effective dates of the license.

2 (d) An indication of exceptions authorized by this act
3 applicable to the licensee.

4 (e) The licensee's state-issued driver license or personal
5 identification card number.

6 (f) The premises on which carrying a concealed pistol is
7 prohibited under section 5o.

8 (g) The peace officer disclosure required under section 5f(3).

9 (h) An indication whether the license is a duplicate, ~~or~~ an
10 emergency license, **OR A PROVISIONAL LICENSE.**

11 (i) If the license is an emergency license, an indication that
12 the emergency license does not exempt the individual from complying
13 with all applicable laws for the purchase of firearms.

14 (2) The department of state police or a county clerk shall not
15 require a licensee's signature to appear on a license to carry a
16 concealed pistol.

17 (3) Subject to section 5o and except as otherwise provided by
18 law, a license to carry a concealed pistol issued by the county
19 clerk authorizes the licensee to do all of the following:

20 (a) Carry a pistol concealed on or about his or her person
21 anywhere in this state.

22 (b) Carry a pistol in a vehicle, whether concealed or not
23 concealed, anywhere in this state.

24 (4) The secretary of state shall make a digitized photograph
25 taken of the applicant for a driver license or personal
26 identification card available to the department for use under this
27 act. The department shall provide the photograph of the applicant

1 received from the secretary of state to the county clerk who shall
2 use the photograph on the individual's license unless the applicant
3 does not have a digitized photograph on file with the secretary of
4 state. If an applicant does not have a digitized photograph on file
5 with the secretary of state, the applicant shall provide a
6 passport-quality photograph of the applicant as provided under
7 section 5b(1).

8 Sec. 5/. (1) ~~A-EXCEPT FOR A PROVISIONAL LICENSE, A~~ license to
9 carry a concealed pistol, including a renewal license, is valid
10 until the applicant's date of birth that falls not less than 4
11 years or more than 5 years after the license is issued or renewed,
12 as applicable. ~~Beginning December 1, 2015, the~~ **A PROVISIONAL**
13 **LICENSE IS VALID ONLY UNTIL THE APPLICANT TURNS 21 YEARS OLD. THE**
14 county clerk shall notify the licensee that his or her license is
15 about to expire and may be renewed as provided in this section. The
16 **COUNTY CLERK SHALL SEND THE** notification ~~shall be sent by the~~
17 ~~county clerk~~ to the last known address of the licensee as shown on
18 the records of the county clerk. ~~The notification shall be sent in~~
19 a sealed envelope by first-class mail not less than 3 months or
20 more than 6 months before the expiration date of the current
21 license. Except as provided in this section, a renewal of a license
22 under section 5b ~~shall~~ **MUST** be issued in the same manner as an
23 original license issued under section 5b. ~~Beginning December 1,~~
24 ~~2015, an~~ **AN** applicant is eligible for a renewal of a license under
25 this section if his or her license is not expired, or expired
26 within a 1-year period before the date of application under this
27 section. ~~Beginning December 1, 2015, each~~ **EACH** applicant who

1 submits an application for a renewal license to a county clerk
2 under this section shall pay an application and licensing fee of
3 \$115.00 by any method of payment accepted by that county for
4 payments of other fees and penalties. No other charge, fee, cost,
5 or assessment, including any local charge, fee, cost, or
6 assessment, is required of the applicant except as specifically
7 authorized in this act. The **APPLICANT SHALL PAY THE** application and
8 licensing fee ~~shall be payable~~ to the county. The county treasurer
9 shall deposit \$36.00 of each fee collected under this subsection in
10 the concealed pistol licensing fund of that county created in
11 section 5x. The county treasurer shall forward the balance
12 remaining to the state treasurer. The state treasurer shall deposit
13 the balance of the fee in the general fund to the credit of the
14 department of state police.

15 (2) Subject to subsections (8) and (9), an application to
16 renew a license to carry a concealed pistol may be submitted not
17 more than 6 months before the expiration of the current license. No
18 later than December 1, 2018, the department of state police shall
19 provide a system for an applicant to submit his or her application
20 to renew a license to carry a concealed pistol online or by first-
21 class mail and shall accept those applications on behalf of the
22 county clerk as required under this act at no additional charge.
23 Each applicant who submits a renewal license online or by first-
24 class mail to the department of state police under this section
25 shall pay an application and licensing fee of \$115.00 by any method
26 of payment accepted by the department of state police. No other
27 charge, fee, cost, or assessment is required of the applicant

1 except as specifically authorized in this act. The **APPLICANT SHALL**
2 **PAY THE** application and licensing fee ~~shall be payable to the~~
3 state. The state treasurer shall forward \$36.00 of each fee
4 collected under this subsection to the county treasurer who shall
5 deposit the \$36.00 in the concealed pistol licensing fund of that
6 county created in section 5x. The state treasurer shall deposit the
7 balance of the fee in the general fund to the credit of the
8 department of state police. The department of state police shall
9 notify the county clerk of the county in which the applicant
10 resides of a properly submitted online application or application
11 by first-class mail received by the department. ~~Beginning December~~
12 ~~1, 2015, if~~ **IF** the county clerk issues a renewal license under this
13 section, the county clerk shall send the license to the licensee by
14 first-class mail in a sealed envelope. If the ~~concealed weapon~~
15 ~~licensing board approves or~~ county clerk issues the renewal, the
16 effective date of the renewal license is the date of expiration of
17 the current license or the date of ~~approval or issue of~~ **THE COUNTY**
18 **CLERK ISSUED** the renewal, whichever is later, and the date of
19 expiration is the applicant's date of birth which is not less than
20 4 years or more than 5 years from the effective date of the
21 license.

22 (3) ~~Until November 30, 2015, the concealed weapon licensing~~
23 ~~board shall issue or deny issuance of a renewal license within 60~~
24 ~~days after the application for renewal is properly submitted. The~~
25 ~~county clerk shall issue the applicant a receipt for his or her~~
26 ~~renewal application at the time the application is submitted to the~~
27 ~~county clerk. Beginning December 1, 2015, the~~ **THE** department of

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

10 Beginning on the date the department of state police establishes a
11 system under subsection (2), the department of state police shall
12 mail an applicant a receipt by first-class mail for his or her
13 renewal application submitted by first-class mail at the time the
14 application is received by the department of state police. The
15 receipt issued under this subsection ~~shall~~**MUST** contain all of the
16 following:

17 (a) The name of the applicant.

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

19 (c) The amount paid.

20 (d) ~~Beginning December 1, 2015, the~~**THE** applicant's state-
21 issued driver license or personal identification card number.

22 (e) ~~Until November 30, 2015, the statement that the receipt is~~
23 ~~for a license renewal. Beginning December 1, 2015, the~~**THE**
24 statement "This receipt was issued for the purpose of renewal of a
25 concealed pistol license. As provided in section 5/ of 1927 PA 372,
26 MCL 28.425/, this receipt shall serve as a concealed pistol license
27 for the individual named in the receipt when carried with the

1 expired license and is valid until a license or notice of statutory
 2 disqualification is issued by the county clerk. This receipt does
 3 not exempt the individual named in the receipt from complying with
 4 all applicable laws for the purchase of firearms.".

5 ~~—— (f) Until November 30, 2015, a statement of whether the~~
 6 ~~applicant qualifies for an extension under subsection (5).~~

7 (F) ~~(g)~~ The name of the county in which the receipt is issued,
 8 if applicable.

9 (G) ~~(h)~~ An impression of the county seal, if applicable.

10 (4) Until November 30, 2018, a member of the United States
 11 ~~armed forces, ARMED FORCES,~~ the United States ~~armed forces reserve,~~
 12 **ARMED FORCES RESERVE,** or the Michigan National Guard who is on
 13 orders to a duty station outside of this state may submit his or
 14 her application to renew a license to carry a concealed pistol by
 15 first-class mail, containing the required fee, a notarized
 16 application, the licensee's address of record within the state, the
 17 licensee's orders to report to a duty station outside of this
 18 state, and if the licensee desires to have his or her application
 19 receipt, renewal license, or any other notices mailed to his or her
 20 address of assignment or deployment, a letter requesting that
 21 action including the address of assignment or deployment. If the
 22 ~~concealed weapon licensing board approves or a county clerk issues~~
 23 a renewal license under this section, the county clerk shall send
 24 the license to the licensee by first-class mail in a sealed
 25 envelope. If the licensee is a member of the United States ~~armed~~
 26 ~~forces, ARMED FORCES,~~ the United States ~~armed forces reserve,~~ **ARMED**
 27 **FORCES RESERVE,** or the Michigan National Guard who is on orders to

1 a duty station outside of this state and requests that his or her
2 license be sent to the address of assignment or deployment, the
3 county clerk shall mail the license to the licensee at the address
4 of assignment or deployment provided in the renewal application.
5 Until November 30, 2018, if a renewal application is submitted by a
6 member of the United States ~~armed forces,~~ **ARMED FORCES**, the United
7 States ~~armed forces reserve,~~ **ARMED FORCES RESERVE**, or the Michigan
8 National Guard who is on orders to a duty station outside of this
9 state, the county clerk shall mail a receipt to the licensee by
10 first-class mail.

11 ~~(5) Until November 30, 2015, if the concealed weapon licensing~~
12 ~~board fails to deny or issue a renewal license to the person within~~
13 ~~60 days as required under subsection (4), the expiration date of~~
14 ~~the current license is extended by 180 days or until the renewal~~
15 ~~license is issued, whichever occurs first. This subsection does not~~
16 ~~apply unless the person pays the renewal fee at the time the~~
17 ~~renewal application is submitted and the person has submitted a~~
18 ~~receipt from a police agency that confirms that a background check~~
19 ~~has been requested by the applicant. Beginning December 1, 2015, if~~
20 **IF** an individual applies for a renewal license before the
21 expiration of his or her license, the expiration date of the
22 current license is extended until the renewal license or notice of
23 statutory disqualification is issued. ~~Beginning December 1, 2015,~~
24 ~~the~~ **THE** county clerk shall notify the department of state police in
25 a manner prescribed by the department of state police after he or
26 she receives an application for renewal. ~~Beginning December 1,~~
27 ~~2015, the~~ **THE** department of state police shall immediately enter

1 into the law enforcement information network the date that
2 application for renewal was submitted and that the renewal
3 application is pending.

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

13 (7) The educational requirements under section 5b(7)(c) are
14 waived for an applicant who is a retired police officer or retired
15 law enforcement officer.

16 (8) The educational requirements under section 5b(7)(c) for an
17 applicant who is applying for a renewal of a license under this act
18 are waived except that the applicant shall certify that he or she
19 has completed at least 3 hours' review of the training described
20 under section 5b(7)(c) and has had at least 1 hour of firing range
21 time in the 6 months immediately preceding the subsequent
22 application. ~~Beginning December 1, 2015, the~~ **THE** educational and
23 firing range requirements of this subsection are met if the
24 applicant certifies on the renewal application form that he or she
25 has complied with the requirements of this subsection. ~~Beginning~~
26 ~~December 1, 2015, an~~ **AN** applicant is not required to verify the
27 statements made under this subsection and is not required to obtain

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

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