

# HOUSE BILL NO. 4021

January 10, 2019, Introduced by Reps. Hoitenga and LaFave and referred to the Committee on Government Operations.

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, 5d, 5e, and 5l (MCL 28.425b, 28.425c, 28.425d, 28.425e, and 28.425l), sections 5b and 5l as amended by 2017 PA 95 and sections 5c, 5d, and 5e as amended by 2015 PA 3; and to repeal acts and parts of acts.

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

1           Sec. 5b. (1) To obtain a **standard or lifetime** license to carry  
2 a concealed pistol, an individual shall apply to the county clerk  
3 in the county in which the individual resides. The applicant shall  
4 file the application with the county clerk in the county in which  
5 the applicant resides during the county clerk's normal business  
6 hours. The application must be on a form provided by the director  
7 of the department of state police and allow the applicant to  
8 designate whether the applicant seeks an emergency license, **a**  
9 **standard license, or a lifetime license**. The applicant shall sign  
10 the application under oath. The county clerk or his or her  
11 representative shall administer the oath. An application under this  
12 subsection is not considered complete until an applicant submits  
13 all of the required information and fees and has fingerprints taken  
14 under subsection (9). An application under this subsection is  
15 considered withdrawn if an applicant does not have fingerprints  
16 taken under subsection (9) within 45 days of the date an  
17 application is filed under this subsection. A completed application  
18 and all receipts issued under this section expire 1 year from the  
19 date of application. The county clerk shall issue the applicant a  
20 receipt for his or her application at the time the application is  
21 submitted containing the name of the applicant, the applicant's  
22 state-issued driver license or personal identification card number,  
23 the date and time the receipt is issued, the amount paid, the name  
24 of the county in which the receipt is issued, an impression of the

1 county seal, and the statement, "This receipt was issued for the  
2 purpose of applying for a concealed pistol license and for  
3 obtaining fingerprints related to that application. This receipt  
4 does not authorize an individual to carry a concealed pistol in  
5 this state.". The application must contain all of the following:

6 (a) The applicant's legal name, date of birth, the address of  
7 his or her primary residence, and his or her state-issued driver  
8 license or personal identification card number.

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

11 (c) A statement by the applicant authorizing the department of  
12 state police to access any record needed to perform the  
13 verification in subsection (6).

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

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

21 (i) Any felony.

22 (ii) A misdemeanor listed under subsection (7)(h) if the  
23 applicant was convicted of that misdemeanor in the 8 years  
24 immediately preceding the date of the application, or a misdemeanor  
25 listed under subsection (7)(i) if the applicant was convicted of  
26 that misdemeanor in the 3 years immediately preceding the date of  
27 the application.

28 (f) A statement by the applicant whether he or she has been  
29 dishonorably discharged from the United States Armed Forces.

1 (g) If an applicant does not have a digitized photograph on  
2 file with the secretary of state, a passport-quality photograph of  
3 the applicant provided by the applicant at the time of application.

4 (h) A certificate stating that the applicant has completed the  
5 training course prescribed by this act.

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

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

19 (4) The county clerk shall retain a copy of each application  
20 for a license to carry a concealed pistol as an official record.  
21 One year after the expiration of a concealed pistol license, the  
22 county clerk may destroy the record and a name index of the record  
23 ~~shall~~**must** be maintained in the database created in section 5e.

24 (5) Each applicant shall pay a nonrefundable application and  
25 licensing fee of \$100.00 **for a standard license or \$150.00 for a**  
26 **lifetime license**, by any method of payment accepted by that county  
27 for payments of other fees and penalties. Except as provided in  
28 subsection (9), no other charge, fee, cost, or assessment,  
29 including any local charge, fee, cost, or assessment, is required

1 of the applicant except as specifically authorized in this act. The  
2 applicant shall pay the application and licensing fee to the  
3 county. The county treasurer shall deposit \$26.00 of each  
4 application and licensing fee collected under this section in the  
5 concealed pistol licensing fund of that county created in section  
6 5x. The county treasurer shall forward the balance remaining to the  
7 state treasurer. The state treasurer shall deposit the balance of  
8 the fee in the general fund to the credit of the department of  
9 state police. The department of state police shall use the money  
10 received under this act to process the fingerprints and to  
11 reimburse the Federal Bureau of Investigation for the costs  
12 associated with processing fingerprints submitted under this act.  
13 The balance of the money received under this act must be credited  
14 to the department of state police.

15 (6) The department of state police shall verify the  
16 requirements of subsection (7) (d), (e), (f), (h), (i), (j), (k),  
17 and (m) through the law enforcement information network and the  
18 national instant criminal background check system and shall report  
19 to the county clerk all statutory disqualifications, if any, under  
20 this act that apply to an applicant.

21 (7) The county clerk shall issue and ~~shall~~ send by first-class  
22 mail a license to an applicant to carry a concealed pistol within  
23 the period required under this act if the county clerk determines  
24 that all of the following circumstances exist:

25 (a) The applicant is 21 years of age or older.

26 (b) The applicant is a citizen of the United States or is an  
27 alien lawfully admitted into the United States, is a legal resident  
28 of this state, and has resided in this state for not less than the  
29 6 months immediately preceding the date of application. The county

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

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

22 (ii) The individual is lawfully registered to vote in this  
23 state.

24 (iii) The individual is on active duty status with the United  
25 States Armed Forces and is stationed outside of this state, but the  
26 individual's home of record is in this state.

27 (iv) The individual is on active duty status with the United  
28 States Armed Forces and is permanently stationed in this state, but  
29 the individual's home of record is in another state.

1 (c) The applicant has knowledge and has had training in the  
2 safe use and handling of a pistol by the successful completion of a  
3 pistol safety training course or class that meets the requirements  
4 of section 5j. **For an applicant applying for a lifetime license, a**  
5 **copy of a valid standard license or a standard license that expired**  
6 **not more than 1 year before applying for the lifetime license is**  
7 **proof of compliance with section 5j.**

8 (d) Based solely on the report received from the department of  
9 state police under subsection (6), the applicant is not the subject  
10 of an order or disposition under any of the following:

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

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

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

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

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

23 (e) Based solely on the report received from the department of  
24 state police under subsection (6), the applicant is not prohibited  
25 from possessing, using, transporting, selling, purchasing,  
26 carrying, shipping, receiving, or distributing a firearm under  
27 section 224f of the Michigan penal code, 1931 PA 328, MCL 750.224f.

28 (f) Based solely on the report received from the department of  
29 state police under subsection (6), the applicant has never been

1 convicted of a felony in this state or elsewhere, and a felony  
2 charge against the applicant is not pending in this state or  
3 elsewhere at the time he or she applies for a license described in  
4 this section.

5 (g) The applicant has not been dishonorably discharged from  
6 the United States Armed Forces.

7 (h) Based solely on the report received from the department of  
8 state police under subsection (6), the applicant has not been  
9 convicted of a misdemeanor violation of any of the following in the  
10 8 years immediately preceding the date of application and a charge  
11 for a misdemeanor violation of any of the following is not pending  
12 against the applicant in this state or elsewhere at the time he or  
13 she applies for a license described in this section:

14 (i) Section 617a (failing to stop when involved in a personal  
15 injury accident), section 625 as punishable under subsection (9)(b)  
16 of that section (operating while intoxicated, second offense),  
17 section 625m as punishable under subsection (4) of that section  
18 (operating a commercial vehicle with alcohol content, second  
19 offense), section 626 (reckless driving), or a violation of section  
20 904(1) (operating while license suspended or revoked, second or  
21 subsequent offense) of the Michigan vehicle code, 1949 PA 300, MCL  
22 257.617a, 257.625, 257.625m, 257.626, and 257.904.

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

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



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

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

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

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

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

23 (ix) Section 81 (assault or domestic assault), section 81a(1)  
24 or (2) (aggravated assault or aggravated domestic assault), section  
25 115 (breaking and entering or entering without breaking), section  
26 136b(7) (fourth degree child abuse), section 145n (vulnerable adult  
27 abuse), section 157b(3)(b) (solicitation to commit a felony),  
28 section 215 (impersonating peace officer or medical examiner),  
29 section 223 (illegal sale of a firearm or ammunition), section 224d

1 (illegal use or sale of a self-defense spray), ~~section 226a (sale~~  
2 ~~or possession of a switchblade)~~, section 227c (improper  
3 transportation of a loaded firearm), section 229 (accepting a  
4 pistol in pawn), section 232a (improperly obtaining a pistol,  
5 making a false statement on an application to purchase a pistol, or  
6 using false identification to purchase a pistol), section 233  
7 (intentionally aiming a firearm without malice), section 234  
8 (intentionally discharging a firearm aimed without malice), section  
9 234d (possessing a firearm on prohibited premises), section 234e  
10 (brandishing a firearm in public), section 234f (possession of a  
11 firearm by an individual less than 18 years of age), section 235  
12 (intentionally discharging a firearm aimed without malice causing  
13 injury), section 235a (parent of a minor who possessed a firearm in  
14 a weapon free school zone), section 236 (setting a spring gun or  
15 other device), section 237 (possessing a firearm while under the  
16 influence of intoxicating liquor or a controlled substance),  
17 section 237a (weapon free school zone violation), section 335a  
18 (indecent exposure), section 411h (stalking), or section 520e  
19 (fourth degree criminal sexual conduct) of the Michigan penal code,  
20 1931 PA 328, MCL 750.81, 750.81a, 750.115, 750.136b, 750.145n,  
21 750.157b, 750.215, 750.223, 750.224d, ~~750.226a~~, 750.227c, 750.229,  
22 750.232a, 750.233, 750.234, 750.234d, 750.234e, 750.234f, 750.235,  
23 750.235a, 750.236, 750.237, 750.237a, 750.335a, 750.411h, and  
24 750.520e.

25 (x) Former section ~~228~~**226a** of the Michigan penal code, 1931  
26 PA 328.

27 (xi) Section 1 (reckless, careless, or negligent use of a  
28 firearm resulting in injury or death), section 2 (careless,  
29 reckless, or negligent use of a firearm resulting in property

1 damage), or section 3a (reckless discharge of a firearm) of 1952 PA  
2 45, MCL 752.861, 752.862, and 752.863a.

3 (xii) A violation of a law of the United States, another state,  
4 or a local unit of government of this state or another state  
5 substantially corresponding to a violation described in  
6 subparagraphs (i) to (xi).

7 (i) Based solely on the report received from the department of  
8 state police under subsection (6), the applicant has not been  
9 convicted of a misdemeanor violation of any of the following in the  
10 3 years immediately preceding the date of application unless the  
11 misdemeanor violation is listed under subdivision (h) and a charge  
12 for a misdemeanor violation of any of the following is not pending  
13 against the applicant in this state or elsewhere at the time he or  
14 she applies for a license described in this section:

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

23 (ii) Section 185 of the aeronautics code of the state of  
24 Michigan, 1945 PA 327, MCL 259.185 (operating aircraft under the  
25 influence).

26 (iii) Section 81134 (operating ORV under the influence or  
27 operating ORV while visibly impaired), or section 82127 (operating  
28 a snowmobile under the influence) of the natural resources and  
29 environmental protection act, 1994 PA 451, MCL 324.81134 and

1 324.82127.

2 (iv) Part 74 of the public health code, 1978 PA 368, MCL  
3 333.7401 to 333.7461 (controlled substance violation).

4 (v) Section 353 of the railroad code of 1993, 1993 PA 354, MCL  
5 462.353, punishable under subsection (3) of that section (operating  
6 locomotive under the influence).

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

19 (vii) A violation of a law of the United States, another state,  
20 or a local unit of government of this state or another state  
21 substantially corresponding to a violation described in  
22 subparagraphs (i) to (vi).

23 (j) Based solely on the report received from the department of  
24 state police under subsection (6), the applicant has not been found  
25 guilty but mentally ill of any crime and has not offered a plea of  
26 not guilty of, or been acquitted of, any crime by reason of  
27 insanity.

28 (k) Based solely on the report received from the department of  
29 state police under subsection (6), the applicant is not currently

1 and has never been subject to an order of involuntary commitment in  
2 an inpatient or outpatient setting due to mental illness.

3 (l) The applicant has filed a statement under subsection (1)(d)  
4 that the applicant does not have a diagnosis of mental illness that  
5 includes an assessment that the individual presents a danger to  
6 himself or herself or to another at the time the application is  
7 made, regardless of whether he or she is receiving treatment for  
8 that illness.

9 (m) Based solely on the report received from the department of  
10 state police under subsection (6), the applicant is not under a  
11 court order of legal incapacity in this state or elsewhere.

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

14 (8) Upon entry of a court order or conviction of 1 of the  
15 enumerated prohibitions for using, transporting, selling,  
16 purchasing, carrying, shipping, receiving, or distributing a  
17 firearm in this section the department of state police shall  
18 immediately enter the order or conviction into the law enforcement  
19 information network. For purposes of this act, information of the  
20 court order or conviction must not be removed from the law  
21 enforcement information network, but may be moved to a separate  
22 file intended for the use of the department of state police, the  
23 courts, and other government entities as necessary and exclusively  
24 to determine eligibility to be licensed under this act.

25 (9) An individual, after submitting an application and paying  
26 the fee prescribed under subsection (5), shall request that  
27 classifiable fingerprints be taken by a county clerk, the  
28 department of state police, a county sheriff, a local police  
29 agency, or other entity, if the county clerk, department of state

1 police, county sheriff, local police agency, or other entity  
2 provides fingerprinting capability for the purposes of this act. An  
3 individual who has had classifiable fingerprints taken under  
4 section 5a(4) does not need additional fingerprints taken under  
5 this subsection. **An individual applying for a lifetime license  
6 whose fingerprints are on file from obtaining a standard license  
7 does not need additional fingerprints taken under this subsection.**  
8 If the individual requests that classifiable fingerprints be taken  
9 by the county clerk, department of state police, county sheriff, a  
10 local police agency, or other entity, the individual shall also pay  
11 a fee of \$15.00 by any method of payment accepted for payments of  
12 other fees and penalties. A county clerk shall deposit any fee it  
13 accepts under this subsection in the concealed pistol licensing  
14 fund of that county created in section 5x. The county clerk,  
15 department of state police, county sheriff, local police agency, or  
16 other entity shall take the fingerprints within 5 business days  
17 after the request. County clerks, the department of state police,  
18 county sheriffs, local police agencies, and other entities shall  
19 provide reasonable access to fingerprinting services during normal  
20 business hours as is necessary to comply with the requirements of  
21 this act if the county clerk, department of state police, county  
22 sheriff, local police agency, or other entity provides  
23 fingerprinting capability for the purposes of this act. The entity  
24 providing fingerprinting services shall issue the individual a  
25 receipt at the time his or her fingerprints are taken. The county  
26 clerk, department of state police, county sheriff, local police  
27 agency, or other entity shall not provide a receipt under this  
28 subsection unless the individual requesting the fingerprints  
29 provides an application receipt received under subsection (1). A

1 receipt under this subsection must contain all of the following:

2 (a) The name of the individual.

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

4 (c) The amount paid.

5 (d) The name of the entity providing the fingerprint services.

6 (e) The individual's state-issued driver license or personal  
7 identification card number.

8 (f) The statement "This receipt was issued for the purpose of  
9 applying for a concealed pistol license. As provided in section 5b  
10 of 1927 PA 372, MCL 28.425b, if a license or notice of statutory  
11 disqualification is not issued within 45 days after the date this  
12 receipt was issued, this receipt shall serve as a concealed pistol  
13 license for the individual named in the receipt when carried with  
14 an official state-issued driver license or personal identification  
15 card. The receipt is valid as a license until a license or notice  
16 of statutory disqualification is issued by the county clerk. This  
17 receipt does not exempt the individual named in the receipt from  
18 complying with all applicable laws for the purchase of firearms.".

19 (10) The fingerprints must be taken, under subsection (9), in  
20 a manner prescribed by the department of state police. The county  
21 clerk, county sheriff, local police agency, or other entity shall  
22 immediately forward the fingerprints taken by that entity to the  
23 department of state police for comparison with fingerprints already  
24 on file with the department of state police. The department of  
25 state police shall immediately forward the fingerprints to the  
26 Federal Bureau of Investigation. Within 5 business days after  
27 completing the verification under subsection (6), the department  
28 shall send the county clerk a list of an individual's statutory  
29 disqualifications under this act. Except as provided in section

1 5a(4), the county clerk shall not issue a concealed pistol license  
2 until he or she receives the report of statutory disqualifications  
3 prescribed in this subsection. If an individual's fingerprints are  
4 not classifiable, the department of state police shall, at no  
5 charge, take the individual's fingerprints again or provide for the  
6 comparisons under this subsection to be conducted through  
7 alternative means. The county clerk shall not issue a notice of  
8 statutory disqualification because an individual's fingerprints are  
9 not classifiable by the Federal Bureau of Investigation.

10 (11) The county clerk shall send by first-class mail a notice  
11 of statutory disqualification for a license under this act to an  
12 individual if the individual is not qualified under subsection (7)  
13 to receive that license.

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

17 (13) Subject to subsection (10), the department of state  
18 police shall complete the verification required under subsection  
19 (6) and the county clerk shall issue a license or a notice of  
20 statutory disqualification within 45 days after the date the  
21 individual has classifiable fingerprints taken under subsection  
22 (9). The county clerk shall include an indication on the license if  
23 an individual is exempt from the prohibitions against carrying a  
24 concealed pistol on premises described in section 50 if the  
25 applicant provides acceptable proof that he or she qualifies for  
26 that exemption. If the county clerk receives notice from a county  
27 sheriff or chief law enforcement officer that a licensee is no  
28 longer a member of a sheriff's posse, an auxiliary officer, or a  
29 reserve officer, the county clerk shall notify the licensee that he



1 or she shall surrender the concealed pistol license indicating that  
2 the individual is exempt from the prohibitions against carrying a  
3 concealed pistol on premises described in section 5o. The licensee  
4 shall, within 30 days after receiving notice from the county clerk,  
5 surrender the license indicating that the individual is exempt from  
6 the prohibitions against carrying a concealed pistol on premises  
7 described in section 5o and obtain a replacement license after  
8 paying the fee required under subsection (15). If the county clerk  
9 issues a notice of statutory disqualification, the county clerk  
10 shall within 5 business days do all of the following:

11 (a) Inform the individual in writing of the reasons for the  
12 denial or disqualification. Information under this subdivision  
13 ~~shall~~**must** include all of the following:

14 (i) A statement of each statutory disqualification identified.

15 (ii) The source of the record for each statutory  
16 disqualification identified.

17 (iii) The contact information for the source of the record for  
18 each statutory disqualification identified.

19 (b) Inform the individual in writing of his or her right to  
20 appeal the denial or notice of statutory disqualification to the  
21 circuit court as provided in section 5d.

22 (c) Inform the individual that he or she should contact the  
23 source of the record for any statutory disqualification to correct  
24 any errors in the record resulting in the statutory  
25 disqualification.

26 (14) If a license or notice of statutory disqualification is  
27 not issued under subsection (13) within 45 days after the date the  
28 individual has classifiable fingerprints taken under subsection  
29 (9), the receipt issued under subsection (9) serves as a concealed

1 pistol license for purposes of this act when carried with a state-  
2 issued driver license or personal identification card and is valid  
3 until a license or notice of statutory disqualification is issued  
4 by the county clerk.

5 (15) If an individual licensed under this act to carry a  
6 concealed pistol moves to a different county within this state, his  
7 or her license remains valid until it expires or is otherwise  
8 suspended or revoked under this act. An individual may notify a  
9 county clerk **in writing or in person** that he or she has moved to a  
10 different address within this state for the purpose of receiving  
11 the notice under section 5l(1). A license to carry a concealed  
12 pistol that is lost, stolen, defaced, or replaced for any other  
13 reason, ~~may including adding or removing an exemption from section~~  
14 **5o, must** be replaced by the issuing county clerk for a replacement  
15 fee of \$10.00. **A county clerk shall allow an individual to obtain a**  
16 **replacement license by mail without requiring the individual to**  
17 **appear in person. If an individual wishes to transfer a license to**  
18 **a new county of residence, the county clerk of that new county of**  
19 **residence shall charge that individual a fee of \$25.00 and issue a**  
20 **new license to the individual. The county clerk is responsible for**  
21 **notifying the previous county clerk that he or she is no longer**  
22 **responsible for maintaining the license.** A county clerk shall  
23 deposit a ~~replacement~~ fee under this subsection in the concealed  
24 pistol licensing fund of that county created in section 5x.

25 (16) If a license issued under this act is suspended or  
26 revoked, the license is forfeited and the individual shall return  
27 the license to the county clerk forthwith by mail or in person. The  
28 county clerk shall retain a suspended or revoked license as an  
29 official record 1 year after the expiration of the license, unless

1 the license is reinstated or a new license is issued. The county  
2 clerk shall notify the department of state police if a license is  
3 suspended or revoked. The department of state police shall enter  
4 that suspension or revocation into the law enforcement information  
5 network. An individual who fails to return a license as required  
6 under this subsection after he or she was notified that his or her  
7 license was suspended or revoked is guilty of a misdemeanor  
8 punishable by imprisonment for not more than 93 days or a fine of  
9 not more than \$500.00, or both.

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

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

20 (19) A county clerk issuing an initial **standard or lifetime**  
21 license, **replacement standard or lifetime license**, or renewal  
22 **standard** license under this act shall mail the license to the  
23 licensee by first-class mail in a sealed envelope. Upon payment of  
24 the fee under subsection (15), a county clerk shall issue a  
25 replacement license in person at the time of application for a  
26 replacement license. A county clerk may also deliver a replacement  
27 license by first-class mail if the individual submits to the clerk  
28 a written request and a copy of the individual's state-issued  
29 driver license or personal identification card.

1           (20) A county clerk, county sheriff, county prosecuting  
 2 attorney, police department, or the department of state police is  
 3 not liable for civil damages as a result of issuing a license under  
 4 this act to an individual who later commits a crime or a negligent  
 5 act.

6           (21) An individual licensed under this act to carry a  
 7 concealed pistol may voluntarily surrender that license without  
 8 explanation. A county clerk shall retain a surrendered license as  
 9 an official record for 1 year after the license is surrendered. If  
 10 an individual voluntarily surrenders a license under this  
 11 subsection, the county clerk shall notify the department of state  
 12 police. The department of state police shall enter into the law  
 13 enforcement information network that the license was voluntarily  
 14 surrendered and the date the license was voluntarily surrendered.

15           **(22) An individual may obtain both a standard license and a**  
 16 **lifetime license under this section.**

17           (23) ~~(22)~~As used in this section:

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

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

23           (ii) For an individual who is employed or contracted by an  
 24 entity described under section 5o(1) to provide security services,  
 25 a letter from that entity stating that the employee is required by  
 26 his or her employer or the terms of a contract to carry a concealed  
 27 firearm on the premises of the employing or contracting entity and  
 28 his or her employee identification.

29           (iii) For an individual who is licensed as a private

1 investigator or private detective under the professional  
2 investigator licensure act, 1965 PA 285, MCL 338.821 to 338.851,  
3 his or her license.

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

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

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

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

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

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

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

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

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

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

9 (xiii) For a retired federal law enforcement officer, the  
10 identification required ~~under the law enforcement officers safety~~  
11 ~~act~~ **18 USC 926c** or a letter from a law enforcement agency stating  
12 that the retired federal law enforcement officer retired in good  
13 standing.

14 (xiv) For an individual who is a peace officer, his or her  
15 employee identification.

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

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

29 (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~~**An** additional fee ~~shall~~  
 18 **must not** be charged for the license unless otherwise prescribed in  
 19 this act. ~~A fee not to exceed \$10.00 may be charged for an optional~~  
 20 ~~hard plastic license only if the county clerk also provides the~~  
 21 ~~option of obtaining a plastic laminated paper license at no charge.~~  
 22 ~~A county clerk shall deposit a fee collected under this subsection~~  
 23 ~~in the concealed pistol licensing fund of that county created in~~  
 24 ~~section 5x.~~ The license ~~shall~~**must** contain all of the following:

- 25 (a) The licensee's full name and date of birth.  
 26 (b) A photograph and a physical description of the licensee.  
 27 (c) A statement of the effective dates of the license.  
 28 (d) An indication of exceptions authorized by this act  
 29 applicable to the licensee.

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

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

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

6 (h) An indication whether the license is a ~~duplicate~~ **standard,**  
7 **a lifetime,** or an emergency license.

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

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

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

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

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

21 (4) The secretary of state shall make a digitized photograph  
22 taken of the applicant for a driver license or personal  
23 identification card available to the department for use under this  
24 act. The department shall provide the photograph of the applicant  
25 received from the secretary of state to the county clerk who shall  
26 use the photograph on the individual's license unless the applicant  
27 does not have a digitized photograph on file with the secretary of  
28 state. If an applicant does not have a digitized photograph on file  
29 with the secretary of state, the applicant shall provide a



1 passport-quality photograph of the applicant as provided under  
2 section 5b(1).

3       Sec. 5d. (1) If the county clerk issues a notice of statutory  
4 disqualification, fails to provide a receipt that complies with  
5 section 5b(1) or 5l(3), **fails to issue a license with an exemption**  
6 **as provided in section 5b(13)**, or fails to issue a license to carry  
7 a concealed pistol as provided in this act, the department of state  
8 police fails to provide a receipt that complies with section 5l(3),  
9 or the county clerk, department of state police, county sheriff,  
10 local police agency, or other entity fails to provide a receipt  
11 that complies with section 5b(9), the applicant may appeal the  
12 notice of statutory disqualification, the failure to provide a  
13 receipt, **the failure to issue a license with an exemption**, or the  
14 failure to issue the license to the circuit court in the judicial  
15 circuit in which he or she resides. The appeal of the notice of  
16 statutory disqualification, failure to provide a receipt, **failure**  
17 **to issue a license with an exemption**, or failure to issue a license  
18 shall ~~must~~ be determined by a review of the record for error.

19       (2) If the court determines that the notice of statutory  
20 disqualification, failure to provide a receipt that complies with  
21 section 5b(1) or (9) or 5l(3), **failure to issue a license with an**  
22 **exemption**, or failure to issue a license was clearly erroneous or  
23 was arbitrary and capricious, the court shall order the county  
24 clerk to issue a license or receipt as required by this act. ~~For~~  
25 ~~applications submitted after November 30, 2015, if~~ **If** the court  
26 determines that the notice of statutory disqualification, failure  
27 to provide a receipt that complies with section 5b(1) or (9) or  
28 5l(3), **failure to issue a license with an exemption**, or failure to  
29 issue a license was clearly erroneous, the court may order an

1 entity to refund any filing fees the applicant incurred in filing  
2 the appeal, according to the degree of responsibility of that  
3 entity.

4 ~~(3) For applications submitted before December 1, 2015, if the~~  
5 ~~court determines that the decision of the concealed weapon~~  
6 ~~licensing board to deny issuance of a license to an applicant was~~  
7 ~~arbitrary and capricious, the court shall order this state to pay~~  
8 ~~1/3 and the county in which the concealed weapon licensing board is~~  
9 ~~located to pay 2/3 of the actual costs and actual attorney fees of~~  
10 ~~the applicant in appealing the denial. For applications submitted~~  
11 ~~on or after December 1, 2015, if~~ **If** the court under subsection (2)  
12 determines that the notice of statutory disqualification, failure  
13 to provide a receipt that complies with section 5b(1) or (9) or  
14 5l(3), **failure to issue a license with an exemption**, or failure to  
15 issue a license to an applicant was arbitrary and capricious, the  
16 court shall order the county clerk, the entity taking the  
17 fingerprints, or the state to pay the actual costs and actual  
18 attorney fees of the applicant in appealing the notice of statutory  
19 disqualification, failure to provide a receipt that complies with  
20 section 5b(1) or (9) or 5l(3), **failure to issue a license with an**  
21 **exemption**, or failure to issue a license, according to the degree  
22 of responsibility of the county clerk, the entity taking the  
23 fingerprints, or the state.

24 (4) If the court determines that an applicant's appeal was  
25 frivolous, the court shall order the applicant to pay the actual  
26 costs and actual attorney fees of the county clerk, entity taking  
27 the fingerprints, or the state in responding to the appeal.

28 Sec. 5e. (1) The department of state police shall create and  
29 maintain a computerized database of individuals who apply under

1 this act for a license to carry a concealed pistol. The database  
2 ~~shall~~**must** contain only the following information as to each  
3 individual:

4 (a) The individual's name, date of birth, address, county of  
5 residence, and state-issued driver license or personal  
6 identification card number.

7 (b) If the individual is licensed to carry a concealed pistol  
8 in this state, the license number and date of expiration, **if**  
9 **applicable**.

10 (c) Except as provided in subsection (2), if the individual  
11 was denied a license to carry a concealed pistol after July 1, 2001  
12 or issued a notice of statutory disqualification, a statement of  
13 the reasons for that denial or notice of statutory  
14 disqualification.

15 (d) A statement of all criminal charges pending and criminal  
16 convictions obtained against the individual during the license  
17 period.

18 (e) A statement of all determinations of responsibility for  
19 civil infractions of this act pending or obtained against the  
20 individual during the license period.

21 (f) The status of the individual's application or license.

22 (2) If an individual who was denied a license to carry a  
23 concealed pistol after July 1, 2001 or issued a notice of statutory  
24 disqualification is subsequently issued a license to carry a  
25 concealed pistol, the department of state police shall delete from  
26 the computerized database the previous reasons for the denial or  
27 notice of statutory disqualification.

28 (3) The department of state police shall enter the information  
29 described in subsection (1) (a), (b), and (f) into the law

1 enforcement information network.

2 (4) Information in the database ~~shall~~**must** only be accessed  
3 and disclosed according to an access protocol that includes the  
4 following requirements:

5 (a) That the requestor of the firearms records uses the law  
6 enforcement information network or another system that maintains a  
7 record of the requestor's identity, time, and date that the request  
8 was made.

9 (b) Requires the requestor in an intentional query by name of  
10 the firearms records to attest that the firearms records were  
11 sought under 1 of the lawful purposes provided in section 1b(2).

12 (5) The department of state police shall by January 1 of each  
13 year file with the secretary of the senate and the clerk of the  
14 house of representatives, and post on the department of state  
15 police's internet website, an annual report setting forth all of  
16 the following information for the state for the previous fiscal  
17 year:

18 (a) The number of concealed pistol applications received.

19 (b) The number of concealed pistol licenses issued.

20 (c) The number of statutorily disqualified applicants.

21 (d) Categories for statutory disqualification under  
22 subdivision (c).

23 (e) The number of concealed pistol licenses suspended or  
24 revoked.

25 (f) Categories for suspension or revocation under subdivision  
26 (e).

27 (g) The number of applications pending at the time the report  
28 is made.

29 (h) The mean and median amount of time and the longest and

1 shortest amount of time used by the Federal Bureau of Investigation  
2 to supply the fingerprint comparison report required in section  
3 5b(10). The department may use a statistically significant sample  
4 to comply with this subdivision.

5 (i) The total number of individuals licensed to carry a  
6 concealed pistol found responsible for a civil violation of this  
7 act, the total number of civil violations of this act categorized  
8 by offense, the total number of individuals licensed to carry a  
9 concealed pistol convicted of a crime, and the total number of  
10 those criminal convictions categorized by offense.

11 (j) The number of suicides by individuals licensed to carry a  
12 concealed pistol.

13 (k) The total amount of revenue the department of state police  
14 has received under this act.

15 (l) Actual costs incurred per ~~initial and renewal~~ license by  
16 the department of state police under this act, itemized by each  
17 statutory section of this act.

18 (m) A list of expenditures made by the department of state  
19 police from money received under this act, regardless of purpose.

20 (n) Actual costs incurred per permit for each county clerk.

21 (o) The number of times the database was accessed, categorized  
22 by the purpose for which the database was accessed.

23 Sec. 5l. (1) A **standard** license to carry a concealed pistol,  
24 including a renewal license, is valid until the applicant's date of  
25 birth that falls not less than 4 years or more than 5 years after  
26 the license is issued or renewed, as applicable. **A lifetime license**  
27 **is valid until that license is suspended or revoked as provided**  
28 **under this act.** The county clerk shall notify the licensee that his  
29 or her **standard** license is about to expire and may be renewed as

1 provided in this section. The notification must be sent by the  
2 county clerk to the last known address of the licensee as shown on  
3 the records of the county clerk. The notification must be sent in a  
4 sealed envelope by first-class mail not less than 3 months or more  
5 than 6 months before the expiration date of the current license.  
6 Except as provided in this section, a renewal of a **standard** license  
7 under section 5b must be issued in the same manner as an original  
8 license issued under section 5b. An applicant is eligible for a  
9 renewal of a **standard** license under this section if his or her  
10 license is not expired, or expired within a 1-year period before  
11 the date of application under this section. **A holder of a lifetime**  
12 **license may apply for a standard license at any time, and that**  
13 **application must be treated as if it were a renewal of a standard**  
14 **license.** Each applicant who submits an application for a renewal  
15 license to a county clerk under this section shall pay an  
16 application and licensing fee of \$115.00 by any method of payment  
17 accepted by that county for payments of other fees and penalties.  
18 No other charge, fee, cost, or assessment, including any local  
19 charge, fee, cost, or assessment, is required of the applicant  
20 except as specifically authorized in this act. The applicant shall  
21 pay the application and licensing fee to the county. The county  
22 treasurer shall deposit \$36.00 of each fee collected under this  
23 subsection in the concealed pistol licensing fund of that county  
24 created in section 5x. The county treasurer shall forward the  
25 balance remaining to the state treasurer. The state treasurer shall  
26 deposit the balance of the fee in the general fund to the credit of  
27 the department of state police.

28 (2) Subject to subsections ~~(9)~~ **(8)** and ~~(10)~~, **(9)**, an  
29 application to renew a license to carry a concealed pistol may be

1 submitted not more than 6 months before the expiration of the  
2 current license. ~~No later than December 1, 2018, the~~ **The** department  
3 of state police shall provide a system for an applicant to submit  
4 his or her application to renew a **standard** license to carry a  
5 concealed pistol online or by first-class mail and shall accept  
6 those applications on behalf of the county clerk as required under  
7 this act at no additional charge. Each applicant who submits a  
8 renewal license online or by first-class mail to the department of  
9 state police under this section shall pay an application and  
10 licensing fee of \$115.00 by any method of payment accepted by the  
11 department of state police. No other charge, fee, cost, or  
12 assessment is required of the applicant except as specifically  
13 authorized in this act. The applicant shall pay the application and  
14 licensing fee to the state. The state treasurer shall forward  
15 \$36.00 of each fee collected under this subsection to the county  
16 treasurer who shall deposit the \$36.00 in the concealed pistol  
17 licensing fund of that county created in section 5x. The state  
18 treasurer shall deposit the balance of the fee in the general fund  
19 to the credit of the department of state police. The department of  
20 state police shall notify the county clerk of the county in which  
21 the applicant resides of a properly submitted online application or  
22 application by first-class mail received by the department. If the  
23 county clerk issues a renewal license under this section, the  
24 county clerk shall send the license to the licensee by first-class  
25 mail in a sealed envelope. If the county clerk issues the renewal,  
26 the effective date of the renewal license is the date of expiration  
27 of the current license or the date of approval or issue of the  
28 renewal, whichever is later, and the date of expiration is the  
29 applicant's date of birth which is not less than 4 years or more

1 than 5 years from the effective date of the license.

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

12 Beginning on the date the department of state police establishes a  
13 system under subsection (2), the department of state police shall  
14 mail an applicant a receipt by first-class mail for his or her  
15 renewal application submitted by first-class mail at the time the  
16 application is received by the department of state police. The  
17 receipt issued under this subsection to an individual applying for  
18 a renewal license whose current license is not expired at the time  
19 of application must contain all of the following:

20 (a) The name of the applicant.

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

22 (c) The amount paid.

23 (d) The applicant's state-issued driver license or personal  
24 identification card number.

25 (e) The statement "This receipt was issued for the purpose of  
26 renewal of a concealed pistol license. As provided in section 5l of  
27 1927 PA 372, MCL 28.425l, this receipt shall serve as a concealed  
28 pistol license for the individual named in the receipt when carried  
29 with the expired license and is valid until a license or notice of



1 statutory disqualification is issued by the county clerk. This  
2 receipt does not exempt the individual named in the receipt from  
3 complying with all applicable laws for the purchase of firearms.".

4 (f) The name of the county in which the receipt is issued, if  
5 applicable.

6 (g) An impression of the county seal, if applicable.

7 (4) The receipt issued under subsection (3) to an individual  
8 applying for a renewal license whose license is expired must  
9 contain all of the following:

10 (a) The name of the applicant.

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

12 (c) The amount paid.

13 (d) The applicant's state-issued driver license or personal  
14 identification card number.

15 (e) The statement "This receipt was issued for the purpose of  
16 renewal of a concealed pistol license. As provided in section 5/ of  
17 1927 PA 372, MCL 28.425/, if a license or notice of statutory  
18 disqualification is not issued within 30 days after the date this  
19 receipt was issued, this receipt shall serve as a concealed pistol  
20 license for the individual named in the receipt when carried with  
21 an official state-issued driver license or personal identification  
22 card. The receipt is valid as a license until a license or a notice  
23 of statutory disqualification is issued by the county clerk. This  
24 receipt does not exempt the individual named in the receipt from  
25 complying with all applicable laws for the purchase of firearms.".

26 ~~(5) Until November 30, 2018, a member of the United States  
27 Armed Forces, the United States Armed Forces Reserve, or the  
28 Michigan National Guard who is on orders to a duty station outside  
29 of this state may submit his or her application to renew a license~~

~~1 to carry a concealed pistol by first-class mail, containing the  
 2 required fee, a notarized application, the licensee's address of  
 3 record within the state, the licensee's orders to report to a duty  
 4 station outside of this state, and if the licensee desires to have  
 5 his or her application receipt, renewal license, or any other  
 6 notices mailed to his or her address of assignment or deployment, a  
 7 letter requesting that action including the address of assignment  
 8 or deployment. If the county clerk issues a renewal license under  
 9 this section, the county clerk shall send the license to the  
 10 licensee by first-class mail in a sealed envelope. If the licensee  
 11 is a member of the United States Armed Forces, the United States  
 12 Armed Forces Reserve, or the Michigan National Guard who is on  
 13 orders to a duty station outside of this state and requests that  
 14 his or her license be sent to the address of assignment or  
 15 deployment, the county clerk shall mail the license to the licensee  
 16 at the address of assignment or deployment provided in the renewal  
 17 application. Until November 30, 2018, if a renewal application is  
 18 submitted by a member of the United States Armed Forces, the United  
 19 States Armed Forces Reserve, or the Michigan National Guard who is  
 20 on orders to a duty station outside of this state, the county clerk  
 21 shall mail a receipt to the licensee by first-class mail.~~

22       (5) ~~(6)~~ If an individual applies for a renewal license before  
 23 the expiration of his or her license, the expiration date of the  
 24 current license is extended until the renewal license or notice of  
 25 statutory disqualification is issued. The county clerk shall notify  
 26 the department of state police in a manner prescribed by the  
 27 department of state police after he or she receives an application  
 28 for renewal. The department of state police shall immediately enter  
 29 into the law enforcement information network the date that

1 application for renewal was submitted and that the renewal  
2 application is pending.

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

13       (7) ~~(8)~~—The educational requirements under section 5b(7)(c)  
14 are waived for an applicant who is a retired police officer or  
15 retired law enforcement officer.

16       (8) ~~(9)~~—The educational requirements under section 5b(7)(c)  
17 for an applicant who is applying for a renewal of a license under  
18 this act are waived except that the applicant shall certify that he  
19 or she has completed at least 3 hours' review of the training  
20 described under section 5b(7)(c) and has had at least 1 hour of  
21 firing range time in the 6 months immediately preceding the  
22 subsequent application. The educational and firing range  
23 requirements of this subsection are met if the applicant certifies  
24 on the renewal application form that he or she has complied with  
25 the requirements of this subsection. An applicant is not required  
26 to verify the statements made under this subsection and is not  
27 required to obtain a certificate or undergo training other than as  
28 required by this subsection.

29       (9) ~~(10)~~—An applicant who is applying for a renewal of a

1 license issued under section 5b is not required to have  
2 fingerprints taken again under section 5b(9) if all of the  
3 following conditions have been met:

4 (a) There has been established a system for the department of  
5 state police to save and maintain in its automated fingerprint  
6 identification system (AFIS) database all fingerprints that are  
7 submitted to the department of state police under section 5b.

8 (b) The applicant's fingerprints have been submitted to and  
9 maintained by the department of state police as described in  
10 subdivision (a) for ongoing comparison with the automated  
11 fingerprint identification system (AFIS) database.

12 Enacting section 1. Section 5h of 1927 PA 372, MCL 28.425h, is  
13 repealed.