



# HOUSE BILL No. 5458

March 24 1994 Introduced by Reps Schroer Scott Leland Berman Baade and Rivers  
and referred to the Committee on Judiciary

A bill to amend section 239 of Act No 328 of the Public  
Acts of 1931, entitled as amended

"The Michigan penal code, "

being section 750 239 of the Michigan Compiled Laws

## THE PEOPLE OF THE STATE OF MICHIGAN ENACT

1 Section 1 Section 239 of Act No 328 of the Public Acts of  
2 1931 being section 750 239 of the Michigan Compiled Laws, is  
3 amended to read as follows

4 Sec 239 (1) All pistols, weapons, or devices carried  
5 possessed or used contrary to this chapter are ~~hereby declared~~  
6 forfeited to the state ~~,~~ and shall be turned over to the  
7 ~~commissioner~~ DIRECTOR of the ~~Michigan~~ DEPARTMENT OF state  
8 police or his OR HER designated representative ~~,~~ for such  
9 ~~disposition as the commissioner may prescribe~~ EXCEPT AS

1 PROVIDED IN SUBSECTION (2) THOSE PISTOLS, WEAPONS, OR DEVICES  
2 SHALL BE DESTROYED

3 (2) THE DIRECTOR OF THE DEPARTMENT OF STATE POLICE OR HIS OR  
4 HER DESIGNATED REPRESENTATIVE MAY EXEMPT FROM THE REQUIREMENTS OF  
5 SUBSECTION (1) ANY FIREARM TO BE USED BY A LAW ENFORCEMENT AGENCY  
6 OF THIS STATE OR ANY WEAPON TO BE USED BY THE DEPARTMENT OF STATE  
7 POLICE CRIME LABORATORY OR INTENDED FOR DISPLAY IN AN HISTORICAL  
8 MUSEUM