

# HOUSE BILL No. 5045

November 3, 2015, Introduced by Reps. Dianda, Love, Darany, Glenn, Chirkun and  
McBroom 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 and 5l (MCL 28.425b and 28.425l), section 5b as amended by 2015 PA 16 and section 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 obtain a license  
3 to carry a concealed pistol, an individual shall apply to the  
4 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 be on a form provided  
8 by the director of the department of state police. Until November  
9 30, 2015, the application shall allow the applicant to designate  
10 whether the applicant seeks a temporary license. Beginning December  
11 1, 2015, the application shall allow the applicant to designate  
12 whether the applicant seeks an emergency license. The application  
13 shall be signed under oath by the applicant. The oath shall be  
14 administered by the county clerk or his or her representative.  
15 Beginning December 1, 2015, not more than 1 application may be  
16 submitted under this subsection in any calendar year. Beginning  
17 December 1, 2015, an application under this subsection is not  
18 considered complete until an applicant submits all of the required  
19 information and fees and has fingerprints taken under subsection  
20 (9). Beginning December 1, 2015, an application under this  
21 subsection is considered withdrawn if an applicant does not have  
22 fingerprints taken under subsection (9) within 45 days of the date  
23 an application is filed under this subsection. Beginning December  
24 1, 2015, a completed application under this section expires 1 year  
25 from the date of application. Beginning December 1, 2015, the  
26 county clerk shall issue the applicant a receipt for his or her  
27 application at the time the application is submitted containing the

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

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

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

18 (c) Until November 30, 2015, a statement by the applicant  
19 authorizing the concealed weapon licensing board to access any  
20 record, including any medical record, pertaining to the applicant's  
21 qualifications for a license to carry a concealed pistol under this  
22 act. The applicant may request that information received by the  
23 concealed weapon licensing board under this subdivision be reviewed  
24 in a closed session. If the applicant requests that the session be  
25 closed, the concealed weapon licensing board shall close the  
26 session only for purposes of this subdivision. The applicant and  
27 his or her representative have the right to be present in the

1 closed session. Beginning December 1, 2015, a statement by the  
2 applicant authorizing the department of state police to access any  
3 record needed to perform the verification in subsection (6).

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

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

11 (i) Any felony.

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

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

21 (g) Until November 30, 2015, if the applicant seeks a  
22 temporary license, the facts supporting the issuance of that  
23 temporary license.

24 (h) Until November 30, 2015, the names, residential addresses,  
25 and telephone numbers of 2 individuals who are references for the  
26 applicant.

27 (i) Until November 30, 2015, a passport-quality photograph of

1 the applicant provided by the applicant at the time of application.  
2 Beginning December 1, 2015, if an applicant does not have a  
3 digitized photograph on file with the secretary of state, a  
4 passport-quality photograph of the applicant provided by the  
5 applicant at the time of application.

6 (j) A certificate stating that the applicant has completed the  
7 training course prescribed by this act.

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

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

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

26 (5) ~~Until~~ **EXCEPT AS OTHERWISE PROVIDED IN THIS SUBSECTION,**  
27 **UNTIL** November 30, 2015, each applicant shall pay a nonrefundable

1 application and licensing fee of \$105.00 by any method of payment  
2 accepted by that county for payments of other fees and penalties.  
3 ~~Beginning~~ **EXCEPT AS OTHERWISE PROVIDED IN THIS SUBSECTION,**  
4 **BEGINNING** December 1, 2015, each applicant shall pay an application  
5 and licensing fee of \$100.00 by any method of payment accepted by  
6 that county for payments of other fees and penalties. Except as  
7 provided in subsection (9), no other charge, fee, cost, or  
8 assessment, including any local charge, fee, cost, or assessment,  
9 is required of the applicant except as specifically authorized in  
10 this act. The application and licensing fee shall be payable to the  
11 county. **A COUNTY CLERK MAY WAIVE AN APPLICATION AND LICENSING FEE**  
12 **UNDER THIS SUBSECTION FOR A RETIRED LAW ENFORCEMENT OFFICER,**  
13 **RETIRED CORRECTIONS OFFICER, OR VETERAN.** Until November 30, 2015,  
14 the county treasurer shall deposit \$15.00 of each application and  
15 licensing fee collected under this section in the general fund of  
16 the county and credit that deposit to the credit of the county  
17 sheriff and deposit \$26.00 of each fee collected under this section  
18 in the concealed pistol licensing fund of that county created in  
19 section 5x. Beginning December 1, 2015, the county treasurer shall  
20 deposit \$26.00 of each application and licensing fee collected  
21 under this section in the concealed pistol licensing fund of that  
22 county created in section 5x. The county treasurer shall forward  
23 the balance remaining to the state treasurer. The state treasurer  
24 shall deposit the balance of the fee in the general fund to the  
25 credit of the department of state police. The department of state  
26 police shall use the money received under this act to process the  
27 fingerprints and to reimburse the Federal Bureau of Investigation

1 for the costs associated with processing fingerprints submitted  
2 under this act. The balance of the money received under this act  
3 shall be credited to the department of state police.

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

- 26 (a) The ~~person's~~ **INDIVIDUAL'S** home of record.  
27 (b) Permanent active duty assignment in this state.

1           (7) Until November 30, 2015, the concealed weapon licensing  
2 board and, beginning December 1, 2015, the county clerk shall issue  
3 and shall send by first-class mail a license to an applicant to  
4 carry a concealed pistol within the period required under this act  
5 if the concealed weapon licensing board or county clerk determines  
6 that all of the following circumstances exist:

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

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 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 the applicant holds a valid  
12 concealed pistol license issued by another state at the time the  
13 applicant's residency in this state is established, the county  
14 clerk shall waive the 6-month waiting period and the applicant may  
15 apply for a concealed pistol license at the time the applicant's  
16 residency in this state is established. For the purposes of this  
17 section, ~~a person~~ **AN INDIVIDUAL** is considered a legal resident of  
18 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 home of record is in this state.

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

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

9           (d) The applicant is not the subject of an order or  
10 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  
18 procedure, 1927 PA 175, MCL 765.6b, if the order has a condition  
19 imposed under section 6b(3) of chapter V of the code of criminal  
20 procedure, 1927 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) The applicant is not prohibited from possessing, using,  
24 transporting, selling, purchasing, carrying, shipping, receiving,  
25 or distributing a firearm under section 224f of the Michigan penal  
26 code, 1931 PA 328, MCL 750.224f.

27           (f) The applicant has never been convicted of a felony in this

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

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

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

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

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

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

1           (iv) Section 10 of the motor fuels quality act, 1984 PA 44,  
2 MCL 290.650 (hindering, obstructing, assaulting, or committing  
3 bodily 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  
22 sexually 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),

1 section 215 (impersonating peace officer or medical examiner),  
2 section 223 (illegal sale of a firearm or ammunition), section 224d  
3 (illegal use or sale of a self-defense spray), section 226a (sale  
4 or possession of a switchblade), section 227c (improper  
5 transportation of a loaded firearm), section 229 (accepting a  
6 pistol in pawn), section 232 (failure to register the purchase of a  
7 firearm or a firearm component), section 232a (improperly obtaining  
8 a pistol, making a false statement on an application to purchase a  
9 pistol, or using false identification to purchase a pistol),  
10 section 233 (intentionally aiming a firearm without malice),  
11 section 234 (intentionally discharging a firearm aimed without  
12 malice), section 234d (possessing a firearm on prohibited  
13 premises), section 234e (brandishing a firearm in public), section  
14 234f (possession of a firearm by an individual less than 18 years  
15 of age), section 235 (intentionally discharging a firearm aimed  
16 without malice causing injury), section 235a (parent of a minor who  
17 possessed a firearm in a weapon free school zone), section 236  
18 (setting a spring gun or other device), section 237 (possessing a  
19 firearm while under the influence of intoxicating liquor or a  
20 controlled substance), section 237a (weapon free school zone  
21 violation), section 335a (indecent exposure), section 411h  
22 (stalking), or section 520e (fourth degree criminal sexual conduct)  
23 of the Michigan penal code, 1931 PA 328, MCL 750.81, 750.81a,  
24 750.115, 750.136b, 750.145n, 750.157b, 750.215, 750.223, 750.224d,  
25 750.226a, 750.227c, 750.229, 750.232, 750.232a, 750.233, 750.234,  
26 750.234d, 750.234e, 750.234f, 750.235, 750.235a, 750.236, 750.237,  
27 750.237a, 750.335a, 750.411h, and 750.520e.

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

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

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

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

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

27           (ii) Section 185 of the aeronautics code of the state of

1 Michigan, 1945 PA 327, MCL 259.185 (operating aircraft under the  
2 influence).

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

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

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

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

25 (vii) A violation of a law of the United States, another  
26 state, or a local unit of government of this state or another state  
27 substantially corresponding to a violation described in

1 subparagraphs (i) to (vi).

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

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

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

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

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

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



1 government entities as necessary and exclusively to determine  
2 eligibility to be licensed under this act.

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

1 capability for the purposes of this act. Beginning December 1,  
2 2015, the entity providing fingerprinting services shall issue the  
3 applicant a receipt at the time his or her fingerprints are taken.  
4 Beginning December 1, 2015, the county clerk, department of state  
5 police, county sheriff, local police agency, or other entity shall  
6 not provide a receipt under this subsection unless the individual  
7 requesting the fingerprints provides an application receipt  
8 received under subsection (1). Beginning December 1, 2015, a  
9 receipt under this subsection shall 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 name of the entity providing the fingerprint services.
- 14 (e) The applicant's state-issued driver license or personal  
15 identification card number.
- 16 (f) The statement "This receipt was issued for the purpose of  
17 applying for a concealed pistol license. As provided in section 5b  
18 of 1927 PA 372, MCL 28.425b, if a license or notice of statutory  
19 disqualification is not issued within 45 days after the date this  
20 receipt was issued, this receipt shall serve as a concealed pistol  
21 license for the individual named in the receipt when carried with  
22 an official state-issued driver license or personal identification  
23 card. The receipt is valid as a license until a license or notice  
24 of statutory disqualification is issued by the county clerk. This  
25 receipt does not exempt the individual named in the receipt from  
26 complying with all applicable laws for the purchase of firearms.".
- 27 (10) The fingerprints shall be taken, under subsection (9), in

1 a manner prescribed by the department of state police. The  
2 fingerprints taken by a county clerk, county sheriff, local police  
3 agency, or other entity shall be immediately forwarded to the  
4 department of state police for comparison with fingerprints already  
5 on file with the department of state police. The department of  
6 state police shall immediately forward the fingerprints to the  
7 Federal Bureau of Investigation. Until November 30, 2015, within 10  
8 days after receiving a report of the fingerprints from the Federal  
9 Bureau of Investigation, the department of state police shall  
10 provide a copy to the submitting sheriff's department or local  
11 police agency as appropriate and the clerk of the appropriate  
12 concealed weapon licensing board. Beginning December 1, 2015,  
13 within 5 business days of completing the verification under  
14 subsection (6), the department shall send the county clerk a list  
15 of an applicant's statutory disqualifications under this act. Until  
16 November 30, 2015, and except as provided in subsection (14), the  
17 concealed weapon licensing board shall not issue a concealed pistol  
18 license until it receives the fingerprint comparison report  
19 prescribed in this subsection. Beginning December 1, 2015, and  
20 except as provided in section 5a(4), the county clerk shall not  
21 issue a concealed pistol license until he or she receives the  
22 report of statutory disqualifications prescribed in this  
23 subsection. Beginning December 1, 2015, if an individual's  
24 fingerprints are not classifiable, the department of state police  
25 shall, at no charge, take the individual's fingerprints again or  
26 provide for the comparisons under this subsection to be conducted  
27 through alternative means. Until November 30, 2015, the concealed

1 weapon licensing board may deny a license if an individual's  
2 fingerprints are not classifiable by the Federal Bureau of  
3 Investigation. Beginning December 1, 2015, the county clerk shall  
4 not issue a notice of statutory disqualification because an  
5 individual's fingerprints are not classifiable by the Federal  
6 Bureau of Investigation.

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

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

18 (13) Until November 30, 2015, and subject to subsections (10)  
19 and (14), the concealed weapon licensing board shall issue or deny  
20 issuance of a license within 45 days after the concealed weapon  
21 licensing board receives the fingerprint comparison report provided  
22 under subsection (10). Beginning December 1, 2015, and subject to  
23 subsection (10), the department of state police shall complete the  
24 verification required under subsection (6) and the county clerk  
25 shall issue a license or a notice of statutory disqualification  
26 within 45 days after the date the applicant has classifiable  
27 fingerprints taken under subsection (9). Beginning December 1,

1 2015, the county clerk shall include an indication on the license  
2 if an individual is exempt from the prohibitions against carrying a  
3 concealed pistol on premises described in section 5o if the  
4 applicant provides acceptable proof that he or she qualifies for  
5 that exemption. Until November 30, 2015, if the concealed weapon  
6 licensing board denies issuance of a license to carry a concealed  
7 pistol, or beginning December 1, 2015, if the county clerk issues a  
8 notice of statutory disqualification, the concealed weapon  
9 licensing board or the county clerk, as appropriate, shall within 5  
10 business days do all of the following:

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

14 (i) Until November 30, 2015, a statement of the specific and  
15 articulable facts supporting the denial. Beginning December 1,  
16 2015, a statement of each statutory disqualification identified.

17 (ii) Until November 30, 2015, copies of any writings,  
18 photographs, records, or other documentary evidence upon which the  
19 denial is based. Beginning December 1, 2015, the source of the  
20 record for each statutory disqualification identified.

21 (iii) Beginning December 1, 2015, the contact information for  
22 the source of the record for each statutory disqualification  
23 identified.

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

27 (c) Beginning December 1, 2015, inform the applicant that he

1 or she should contact the source of the record for any statutory  
2 disqualification to correct any errors in the record resulting in  
3 the statutory disqualification.

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

1 county clerk.

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

14 (16) If a license issued under this act is suspended or  
15 revoked, the license is forfeited and the individual shall return  
16 the license to the county clerk forthwith by mail or in person.  
17 Beginning December 1, 2015, the county clerk shall retain a  
18 suspended or revoked license as an official record 1 year after the  
19 expiration of the license, unless the license is reinstated or a  
20 new license is issued. Beginning December 1, 2015, the county clerk  
21 shall notify the department of state police if a license is  
22 suspended or revoked. Beginning December 1, 2015, the department of  
23 state police shall enter that suspension or revocation into the law  
24 enforcement information network. An individual who fails to return  
25 a license as required under this subsection after he or she was  
26 notified that his or her license was suspended or revoked is guilty  
27 of a misdemeanor punishable by imprisonment for not more than 93

1 days or a fine of not more than \$500.00, or both.

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

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

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

20 (20) A county clerk, county sheriff, county prosecuting  
21 attorney, police department, or the department of state police is  
22 not liable for civil damages as a result of the issuance of a  
23 license under this act to an individual who later commits a crime  
24 or a negligent act.

25 (21) Beginning December 1, 2015, an individual licensed under  
26 this act to carry a concealed pistol may voluntarily surrender that  
27 license without explanation. Beginning December 1, 2015, a county



1 clerk shall retain a surrendered license as an official record for  
2 1 year after the license is surrendered. Beginning December 1,  
3 2015, if an individual voluntarily surrenders a license under this  
4 subsection, the county clerk shall notify the department of state  
5 police. Beginning December 1, 2015, the department of state police  
6 shall enter into the law enforcement information network that the  
7 license was voluntarily surrendered and the date the license was  
8 voluntarily surrendered.

9 (22) As used in this section:

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

11 (i) For a retired police officer or retired law enforcement  
12 officer, the officer's retired identification or a letter from a  
13 law enforcement agency stating that the retired police officer or  
14 law enforcement officer retired in good standing.

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

21 (iii) For an individual who is licensed as a private  
22 investigator or private detective under the professional  
23 investigator licensure act, 1965 PA 285, MCL 338.821 to 338.851,  
24 his or her license.

25 (iv) For an individual who is a corrections officer of a  
26 county sheriff's department, his or her employee identification.

27 (v) For an individual who is a motor carrier officer or

1 capitol security officer of the department of state police, his or  
2 her employee identification.

3 (vi) For an individual who is a member of a sheriff's posse,  
4 his or her identification.

5 (vii) For an individual who is an auxiliary officer or reserve  
6 officer of a police or sheriff's department, his or her employee  
7 identification.

8 (viii) For an individual who is a parole or probation officer  
9 of the department of corrections, his or her employee  
10 identification.

11 (ix) For a state court judge or state court retired judge, a  
12 letter from the judicial tenure commission stating that the state  
13 court judge or state court retired judge is in good standing.

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

16 (xi) For a retired federal law enforcement officer, the  
17 identification required under the **FEDERAL** law enforcement officers  
18 safety act, **18 USC 926B TO 926C**, or a letter from a law enforcement  
19 agency stating that the retired federal law enforcement officer  
20 retired in good standing.

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

27 (c) "Felony" means, except as otherwise provided in this

1 subdivision, that term as defined in section 1 of chapter I of the  
2 code of criminal procedure, 1927 PA 175, MCL 761.1, or a violation  
3 of a law of the United States or another state that is designated  
4 as a felony or that is punishable by death or by imprisonment for  
5 more than 1 year. Felony does not include a violation of a penal  
6 law of this state that is expressly designated as a misdemeanor.

7 (D) "LOCAL CORRECTIONS OFFICER" MEANS ANY INDIVIDUAL EMPLOYED  
8 BY A COUNTY SHERIFF IN A LOCAL CORRECTIONAL FACILITY AS A  
9 CORRECTIONS OFFICER, OR THAT INDIVIDUAL'S SUPERVISOR OR  
10 ADMINISTRATOR.

11 (E) ~~(d)~~—"Mental illness" means a substantial disorder of  
12 thought or mood that significantly impairs judgment, behavior,  
13 capacity to recognize reality, or ability to cope with the ordinary  
14 demands of life, and includes, but is not limited to, clinical  
15 depression.

16 (F) ~~(e)~~—"Misdemeanor" means a violation of a penal law of this  
17 state or violation of a local ordinance substantially corresponding  
18 to a violation of a penal law of this state that is not a felony or  
19 a violation of an order, rule, or regulation of a state agency that  
20 is punishable by imprisonment or a fine that is not a civil fine,  
21 or both.

22 (G) "RETIRED CORRECTIONS OFFICER" MEANS A LOCAL CORRECTIONS  
23 OFFICER OR STATE CORRECTIONAL OFFICER, WHO RETIRED IN GOOD STANDING  
24 FROM HIS OR HER EMPLOYMENT AS A CORRECTIONS OR CORRECTIONAL  
25 OFFICER.

26 (H) "STATE CORRECTIONAL OFFICER" MEANS ANY INDIVIDUAL EMPLOYED  
27 BY THE DEPARTMENT OF CORRECTIONS IN A CORRECTIONAL FACILITY AS A

1 CORRECTIONAL OFFICER OR A CORRECTIONS MEDICAL AIDE, OR THAT  
2 INDIVIDUAL'S IMMEDIATE SUPERVISOR.

3 (I) ~~(f)~~—"Treatment" means care or any therapeutic service,  
4 including, but not limited to, the administration of a drug, and  
5 any other service for the treatment of a mental illness.

6 (J) "VETERAN" MEANS AN INDIVIDUAL WHO SERVED IN THE UNITED  
7 STATES ARMY, AIR FORCE, NAVY, MARINE CORPS, OR COAST GUARD AND WHO  
8 WAS DISCHARGED OR RELEASED FROM HIS OR HER SERVICE WITH AN  
9 HONORABLE OR GENERAL DISCHARGE.

10 Sec. 5/. (1) A license to carry a concealed pistol, including  
11 a renewal license, is valid until the applicant's date of birth  
12 that falls not less than 4 years or more than 5 years after the  
13 license is issued or renewed, as applicable. Beginning December 1,  
14 2015, the county clerk shall notify the licensee that his or her  
15 license is about to expire and may be renewed as provided in this  
16 section. The notification shall be sent by the county clerk to the  
17 last known address of the licensee as shown on the records of the  
18 county clerk. The notification shall be sent in a sealed envelope  
19 by first-class mail not less than 3 months or more than 6 months  
20 before the expiration date of the current license. Except as  
21 provided in this section, a renewal of a license under section 5b  
22 shall be issued in the same manner as an original license issued  
23 under section 5b. Beginning December 1, 2015, an applicant is  
24 eligible for a renewal of a license under this section if his or  
25 her license is not expired, or expired within a 1-year period  
26 before the date of application under this section. ~~Beginning~~ **EXCEPT**  
27 **AS OTHERWISE PROVIDED IN THIS SUBSECTION, BEGINNING** December 1,

1 2015, each applicant who submits an application for a renewal  
2 license to a county clerk under this section shall pay an  
3 application and licensing fee of \$115.00 by any method of payment  
4 accepted by that county for payments of other fees and penalties.  
5 No other charge, fee, cost, or assessment, including any local  
6 charge, fee, cost, or assessment, is required of the applicant  
7 except as specifically authorized in this act. The application and  
8 licensing fee shall be payable to the county. **A COUNTY CLERK MAY**  
9 **WAIVE AN APPLICATION AND LICENSING FEE UNDER THIS SUBSECTION FOR A**  
10 **RETIRED LAW ENFORCEMENT OFFICER, RETIRED CORRECTIONS OFFICER, OR**  
11 **VETERAN.** The county treasurer shall deposit \$36.00 of each fee  
12 collected under this subsection in the concealed pistol licensing  
13 fund of that county created in section 5x. The county treasurer  
14 shall forward the balance remaining to the state treasurer. The  
15 state treasurer shall deposit the balance of the fee in the general  
16 fund to the credit of the department of state police.

17 (2) Subject to subsections (8) and (9), an application to  
18 renew a license to carry a concealed pistol may be submitted not  
19 more than 6 months before the expiration of the current license. No  
20 later than December 1, 2018, the department of state police shall  
21 provide a system for an applicant to submit his or her application  
22 to renew a license to carry a concealed pistol online or by first-  
23 class mail and shall accept those applications on behalf of the  
24 county clerk as required under this act at no additional charge.  
25 ~~Each~~ **EXCEPT AS OTHERWISE PROVIDED IN THIS SUBSECTION, EACH**  
26 applicant who submits a renewal license online or by first-class  
27 mail to the department of state police under this section shall pay

1 an application and licensing fee of \$115.00 by any method of  
2 payment accepted by the department of state police. No other  
3 charge, fee, cost, or assessment is required of the applicant  
4 except as specifically authorized in this act. The application and  
5 licensing fee shall be payable to the state. **A COUNTY CLERK MAY**  
6 **WAIVE AN APPLICATION AND LICENSING FEE UNDER THIS SUBSECTION FOR A**  
7 **RETIRED LAW ENFORCEMENT OFFICER, RETIRED CORRECTIONS OFFICER, OR**  
8 **VETERAN.** The state treasurer shall forward \$36.00 of each fee  
9 collected under this subsection to the county treasurer who shall  
10 deposit the \$36.00 in the concealed pistol licensing fund of that  
11 county created in section 5x. The state treasurer shall deposit the  
12 balance of the fee in the general fund to the credit of the  
13 department of state police. The department of state police shall  
14 notify the county clerk of the county in which the applicant  
15 resides of a properly submitted online application or application  
16 by first-class mail received by the department. Beginning December  
17 1, 2015, if the county clerk issues a renewal license under this  
18 section, the county clerk shall send the license to the licensee by  
19 first-class mail in a sealed envelope. If the concealed weapon  
20 licensing board approves or county clerk issues the renewal, the  
21 effective date of the renewal license is the date of expiration of  
22 the current license or the date of approval or issue of the  
23 renewal, whichever is later, and the date of expiration is the  
24 applicant's date of birth which is not less than 4 years or more  
25 than 5 years from the effective date of the license.

26 (3) Until November 30, 2015, the concealed weapon licensing  
27 board shall issue or deny issuance of a renewal license within 60

1 days after the application for renewal is properly submitted. The  
2 county clerk shall issue the applicant a receipt for his or her  
3 renewal application at the time the application is submitted to the  
4 county clerk. Beginning December 1, 2015, the department of state  
5 police shall complete the verification required under section 5b(6)  
6 and the county clerk shall issue a renewal license or a notice of  
7 statutory disqualification within 30 days after the date the  
8 renewal application was received. Beginning on the date the  
9 department of state police establishes a system under subsection  
10 (2), the department of state police shall provide an applicant a  
11 digital receipt, or a receipt by first-class mail if requested, for  
12 his or her renewal application submitted online at the time the  
13 application is received by the department of state police.  
14 Beginning on the date the department of state police establishes a  
15 system under subsection (2), the department of state police shall  
16 mail an applicant a receipt by first-class mail for his or her  
17 renewal application submitted by first-class mail at the time the  
18 application is received by the department of state police. The  
19 receipt issued under this subsection shall contain all of the  
20 following:

- 21 (a) The name of the applicant.
- 22 (b) The date and time the receipt is issued.
- 23 (c) The amount paid.
- 24 (d) Beginning December 1, 2015, the applicant's state-issued  
25 driver license or personal identification card number.
- 26 (e) Until November 30, 2015, the statement that the receipt is  
27 for a license renewal. Beginning December 1, 2015, the statement

1 "This receipt was issued for the purpose of renewal of a concealed  
2 pistol license. As provided in section 5/ of 1927 PA 372, MCL  
3 28.425/, this receipt shall serve as a concealed pistol license for  
4 the individual named in the receipt when carried with the expired  
5 license and is valid until a license or notice of statutory  
6 disqualification is issued by the county clerk. This receipt does  
7 not exempt the individual named in the receipt from complying with  
8 all applicable laws for the purchase of firearms."

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

11 (g) The name of the county in which the receipt is issued, if  
12 applicable.

13 (h) An impression of the county seal, if applicable.

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



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

15 (5) Until November 30, 2015, if the concealed weapon licensing  
16 board fails to deny or issue a renewal license to the ~~person~~  
17 **INDIVIDUAL** within 60 days as required under subsection (4), the  
18 expiration date of the current license is extended by 180 days or  
19 until the renewal license is issued, whichever occurs first. This  
20 subsection does not apply unless the ~~person~~ **INDIVIDUAL** pays the  
21 renewal fee, **UNLESS WAIVED**, at the time the renewal application is  
22 submitted and the ~~person~~ **INDIVIDUAL** has submitted a receipt from a  
23 police agency that confirms that a background check has been  
24 requested by the applicant. Beginning December 1, 2015, if an  
25 individual applies for a renewal license before the expiration of  
26 his or her license, the expiration date of the current license is  
27 extended until the renewal license or notice of statutory

1 disqualification is issued. Beginning December 1, 2015, the county  
2 clerk shall notify the department of state police in a manner  
3 prescribed by the department of state police after he or she  
4 receives an application for renewal. Beginning December 1, 2015,  
5 the department of state police shall immediately enter into the law  
6 enforcement information network the date that application for  
7 renewal was submitted and that the renewal application is pending.

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

17 (7) The educational requirements under section 5b(7)(c) are  
18 waived for an applicant who is ~~a~~ **ANY OF THE FOLLOWING:**

19 (A) **A** retired police officer or retired law enforcement  
20 officer.

21 (B) **A RETIRED CORRECTIONS OFFICER.**

22 (C) **A VETERAN.**

23 (8) The educational requirements under section 5b(7)(c) for an  
24 applicant who is applying for a renewal of a license under this act  
25 are waived except that the applicant shall certify that he or she  
26 has completed at least 3 hours' review of the training described  
27 under section 5b(7)(c) and has had at least 1 hour of firing range

1 time in the 6 months immediately preceding the subsequent  
2 application. Beginning December 1, 2015, the educational and firing  
3 range requirements of this subsection are met if the applicant  
4 certifies on the renewal application form that he or she has  
5 complied with the requirements of this subsection. Beginning  
6 December 1, 2015, an applicant is not required to verify the  
7 statements made under this subsection and is not required to obtain  
8 a certificate or undergo training other than as required by this  
9 subsection.

10 (9) An applicant who is applying for a renewal of a license  
11 issued under section 5b is not required to have fingerprints taken  
12 again under section 5b(9) if all of the following conditions have  
13 been met:

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

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

22 **(10) AS USED IN THIS SECTION:**

23 **(A) "LOCAL CORRECTIONS OFFICER" MEANS ANY INDIVIDUAL EMPLOYED**  
24 **BY A COUNTY SHERIFF IN A LOCAL CORRECTIONAL FACILITY AS A**  
25 **CORRECTIONS OFFICER, OR THAT INDIVIDUAL'S SUPERVISOR OR**  
26 **ADMINISTRATOR.**

27 **(B) "RETIRED CORRECTIONS OFFICER" MEANS A LOCAL CORRECTIONS**

1 OFFICER OR A STATE CORRECTIONAL OFFICER, WHO RETIRED IN GOOD  
2 STANDING FROM HIS OR HER EMPLOYMENT AS A CORRECTIONS OFFICER OR  
3 CORRECTIONAL OFFICER.

4 (C) "STATE CORRECTIONAL OFFICER" MEANS ANY INDIVIDUAL EMPLOYED  
5 BY THE DEPARTMENT OF CORRECTIONS IN A CORRECTIONAL FACILITY AS A  
6 CORRECTIONAL OFFICER OR A CORRECTIONS MEDICAL AIDE, OR THAT  
7 INDIVIDUAL'S IMMEDIATE SUPERVISOR.

8 (D) "VETERAN" MEANS AN INDIVIDUAL WHO SERVED IN THE UNITED  
9 STATES ARMY, AIR FORCE, NAVY, MARINE CORPS, OR COAST GUARD AND WHO  
10 WAS DISCHARGED OR RELEASED FROM HIS OR HER SERVICE WITH AN  
11 HONORABLE OR GENERAL DISCHARGE.

12 Enacting section 1. This amendatory act takes effect 90 days  
13 after the date it is enacted into law.