

Legislative Analysis



DESTRUCTION OF CERTAIN FIREARMS

Phone: (517) 373-8080
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House Bills 6144 and 6145 (H-1) as reported from committee
Sponsor: Rep. Felicia Brabec

Analysis available at
<http://www.legislature.mi.gov>

House Bill 6146 (H-1) as reported from committee
Sponsor: Rep. Natalie Price

Committee: Military, Veterans and Homeland Security
Complete to 12-13-24

SUMMARY:

House Bill 6144 would amend 1935 PA 59 to require the Department of State Police (MSP) to destroy all firearms turned over to it that were purchased by a municipality under a gun buyback program. MSP would have to ensure that all parts of the firearms are destroyed, and it would be prohibited from reselling any of the firearms.

Proposed MCL 28.5a

House Bills 6145 and 6146 would amend the firearms licensure act (1927 PA 372) and the Michigan Penal Code, respectively. Each act now requires pistols, weapons, or devices carried or possessed in violation of the act to be forfeited to the state and turned over to the director of MSP or their representative for disposal. After determining whether they were lost or stolen and providing public notice, the director can dispose of the forfeited firearms as follows:

- By destroying them.
- By selling them at auction.
- In any other lawful manner the director prescribes.

The bills would eliminate the latter two options and require the director to destroy the forfeited firearms. The director would have to ensure that all parts of the firearms are destroyed.

HB 6145: MCL 28.434
HB 6146: MCL 750.239

FISCAL IMPACT:

The bills would have no fiscal impact on the state or local units of government.

POSITIONS:

The following entities indicated support for the bills:

- Michigan State Police (12-3-24)
- Brady United Against Gun Violence (12-10-24)
- City of Ann Arbor (12-3-24)
- Every Town for Gun Safety (12-3-24)

- Gifford (12-10-24)
- League of Women Voters (12-10-24)

The following entities indicated a neutral position on House Bills 6145 and 6146 (12-10-24):

- Michigan Association of Chiefs of Police
- Michigan Sheriffs Association

A representative of Michigan Open Carry testified in opposition to the bills. (12-3-24)

The National Rifle Association indicated opposition to the bills. (12-10-24)

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■ This analysis was prepared by nonpartisan House Fiscal Agency staff for use by House members in their deliberations and does not constitute an official statement of legislative intent.