



MICHIGAN  
HOUSE OF REPRESENTATIVES  
P.O. Box 30014  
LANSING, MICHIGAN 48909-7514

## HOUSE STANDING COMMITTEE ON MILITARY, VETERANS, AND HOMELAND SECURITY

Tuesday, June 18<sup>th</sup>, 2019                      12:00 p.m.                      Room 307 House Office Building

Representative LaFave, Chair, called the meeting to order.

The Chair laid the committee at ease, the time being 12:01 p.m.

The Chair called the committee to order, the time being 12:05 p.m.

Chair LaFave requested attendance be called to establish a quorum of the appointed committee members:

Present: Reps. LaFave, Mueller, Marino, Afendoulis, Markkanen, Jones, Chirkun, T. Carter, and Manoogian.

Absent: None.

Excused: None.

Representative Manoogian moved to approve the minutes of the June 11<sup>th</sup>, 2019 meeting. There being no objection, the motion prevailed by unanimous consent.

The Chair laid the committee at ease, the time being 12:07 p.m.

The Chair called the committee to order, the time being 12:10 p.m.

The Chair laid HB 4200 and HB 4201 before the committee:

HB 4200 (Rep. Eisen)                      Weapons; concealed; penalties for open-carry of a concealed pistol in prohibited areas; modify.

HB 4201 (Rep. Eisen)                      Weapons; concealed; sentencing guidelines; update.

Representative Jones offered the following amendment for HB 4200:

1. Amend page 5, line 11, after "infraction" by inserting "or guilty of a crime as follows:

(a) Except as provided in subdivisions (b) and (c), the individual is responsible for a state civil infraction and may be fined not more than \$500.00. ~~The court shall order the individual's license to carry a concealed pistol suspended for 6 months.~~ **\$250.00.**

(b) For a second violation, the individual is guilty of a misdemeanor punishable by **IMPRISONMENT FOR NOT MORE THAN 90 DAYS OR** a fine of not more than \$1,000.00, **OR BOTH.** The court shall ~~shall~~ **MAY** order the individual's license to carry a concealed

pistol revoked.**SUSPENDED FOR UP TO 1 YEAR.**

(c) For a third or subsequent violation, the individual is guilty of a felony punishable by imprisonment for not more than 4-2 years or a fine of not more than \$5,000.00, or both. The court shall order the individual's license to carry a concealed pistol revoked."

Representative Jones explained the amendment.

Representative Jones moved to adopt the amendment for HB 4200. The motion prevailed by a vote of 7-2-0.

**FAVORABLE ROLL CALL:**

Yeas: Reps. LaFave, Mueller, Marino, Afendoulis, Markkanen, Jones, and Chirkun.

Nays: Reps. T. Carter and Manoogian.

Pass: None.

Representative Chirkun offered the following amendment to HB 4200:

1. Amend page 5, line 11, after "infraction" by inserting "or guilty of a crime as follows:

(a) Except as provided in ~~subdivisions~~ **SUBDIVISION (b), and (c)**, the individual is responsible for a state civil infraction and may be fined not more than ~~\$500.00. The court shall order the individual's license to carry a concealed pistol suspended for 6 months.~~**\$250.00.**

(b) For a second violation, the individual is guilty of a misdemeanor punishable by **IMPRISONMENT FOR NOT MORE THAN 90 DAYS OR** a fine of not more than \$1,000.00, **OR BOTH.** The court ~~shall~~ **MAY** order the individual's license to carry a concealed pistol ~~revoked.~~**SUSPENDED FOR UP TO 1 YEAR.**".

Representative Chirkun explained the amendment.

Representative Chirkun moved to adopt the amendment for HB 4200. The motion prevailed by a vote of 7-2-0.

**FAVORABLE ROLL CALL:**

Yeas: Reps. LaFave, Mueller, Marino, Afendoulis, Markkanen, Jones, and Chirkun.

Nays: Reps. T. Carter and Manoogian.

Pass: None.

Representative Marino offered the following amendment for HB 4200:

1. Amend page 5, line 14, after "than" by striking out "**\$100.00**" and inserting "**\$250.00**".

Representative Marino explained the amendment.

Representative Marino moved to adopt the amendment for HB 4200. The motion prevailed by a vote of 7-2-0.

**FAVORABLE ROLL CALL:**

Yeas: Reps. LaFave, Mueller, Marino, Afendoulis, Markkanen, Jones, and Chirkun.

Nays: Reps. T. Carter and Manoogian.

Pass: None.

Representative Mueller offered the following amendment for HB 4200:

1. Amend page 5, line 11, after "infraction" by inserting "or guilty of a crime as follows:

(a) Except as provided in subdivisions (b) and (c), the individual is responsible for a state civil infraction and may be fined not more than \$500.00. ~~The court shall order the individual's license to carry a concealed pistol suspended for 6 months.~~ **\$250.00.**

(b) For a second violation **DURING A 5-YEAR PERIOD**, the individual is guilty of a misdemeanor punishable by **IMPRISONMENT FOR NOT MORE THAN 90 DAYS OR** a fine of not more than \$1,000.00, **OR BOTH**. The court shall ~~MAY~~ order the individual's license to carry a concealed pistol ~~revoked.~~ **SUSPENDED FOR UP TO 1 YEAR.**

(c) For a third or subsequent violation **DURING A 5-YEAR PERIOD**, the individual is guilty of a felony punishable by imprisonment for not more than ~~4~~2 years or a fine of not more than \$5,000.00, or both. The court shall order the individual's license to carry a concealed pistol revoked."

Representative Mueller explained the amendment.

Representative Mueller moved to adopt the amendment for HB 4200. The motion prevailed by a vote of 7-2-0.

**FAVORABLE ROLL CALL:**

Yeas: Reps. LaFave, Mueller, Marino, Afendoulis, Markkanen, Jones, and Chirkun.

Nays: Reps. T. Carter and Manoogian.

Pass: None.

Representative Markkanen moved to refer HB 4200, to the Committee on Judiciary, with recommendation, as amended, as substitute (H-2). The motion prevailed by a vote of 7-2-0.

**FAVORABLE ROLL CALL:**

Yeas: Reps. LaFave, Mueller, Marino, Afendoulis, Markkanen, Jones, and Chirkun.

Nays: Reps. T. Carter and Manoogian.

Pass: None.

The Chair laid the committee at ease, the time being 12:15 p.m.

The Chair called the committee to order, the time being 12:16 p.m.

Representative Marino moved to adopt substitute (H-1) for HB 4201. The motion prevailed by a vote of 7-2-0.

**FAVORABLE ROLL CALL:**

Yeas: Reps. LaFave, Mueller, Marino, Afendoulis, Markkanen, Jones, and Chirkun.

Nays: Reps. T. Carter and Manoogian.

Pass: None.

Representative Marino moved to refer HB 4201 to the Committee on Judiciary, with recommendation, as substitute (H-1). The motion prevailed by a vote of 7-2-0.

**FAVORABLE ROLL CALL:**

Yeas: Reps. LaFave, Mueller, Marino, Afendoulis, Markkanen, Jones, and Chirkun.

Nays: Reps. T. Carter and Manoogian.

Pass: None.

The Chair laid the committee at ease, the time being 12:18 p.m.

Majority Vice Chair Mueller called the committee to order, the time being 12:19 p.m.

The Vice Chair laid a presentation from SanteCare before the committee.

Roger Saadeh and Gerald Alcorn, representing SanteCare gave a presentation. Questions and discussion followed.

There being no further business to come before the committee, the Chair adjourned the meeting, the time being 12:50 p.m.

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Representative LaFave, Chair

Matthew Carnagie  
Committee Clerk  
June 18<sup>th</sup>, 2019

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Date Approved and Signed