

# HUNTER H. IHRMAN

HOLLAND

The Honorable Graham Filler  
Chairman, Committee on the Judiciary  
Michigan House of Representatives

Members of the Committee on the Judiciary  
Michigan House of Representatives

*RE: Support for House Bill 4003*

Dear Chairman Filler and Members of the Judiciary Committee,

I write to you today to urge passage of House Bill (HB) 4003 introduced by Representative Matt Hall. HB 4003 addresses unfair and steep penalties for law-abiding citizens who simply forget to renew their Concealed Pistol License (CPL).

Under current law, if a CPL holder carries a weapon just one day past the permit expiration date, they can face felony charges with a prison sentence of up to five years in prison, a fine as high as \$2,500, or both. This penalty is extremely harsh, especially for law-abiding citizens who make a simple mistake.

HB 4003 correctly reduces the penalty for carrying a weapon on an expired CPL to a civil violation. This allows a law-abiding citizen to acknowledge their mistake and properly renew their CPL, rather than lose the right to bear arms forever. HB 4003 also includes provisions to make sure that the individual who forgets to renew their CPL meets the requirements to obtain a permit in the first place under the handgun licensure act.

CPL holders are the most law-abiding citizens in the State of Michigan. In fact, CPL applicants must meet even higher standards than those required for law enforcement officers. For a side-by-side comparison of the disqualifying offenses for CPL holders versus law enforcement, please see attachment 1. The current CPL requirements ensure that only the most law-abiding citizens receive a permit to carry a pistol.

CPL applicants are extremely law-abiding citizens. For those who accidentally carry on an expired permit, their actions are a simple mistake rather than an attempt to break the law. This bill ensures that CPL holders are not penalized with the potential loss of their 2nd Amendment rights for a simple mistake, which is why I urge the Committee to vote yes on HB 4003.

Sincerely,



Hunter H. Ihrman

CC: The Honorable Matt Hall, State Representative

Attachments: 1

## Attachment 1: Comparison of Disqualifying Offenses for CPL versus Law Enforcement

Disqualifying Offenses for CPL Holders	Disqualifying Offenses for Law Enforcement
<ul style="list-style-type: none"> <li>● MCL 257.617a, failing to stop when involved in a personal injury accident</li> <li>● MCL 257.625, operating while intoxicated or with any presence of a Schedule 1 controlled substance or cocaine, punishable as a second offense under, MCL 257.625(9)(b)</li> <li>● MCL 257.625m, operating a commercial motor vehicle with alcohol content, punishable as a second offense under MCL 257.625m(4)</li> <li>● MCL 257.626, reckless driving</li> <li>● MCL 257.904(1), operating while license suspended/revoked/denied or never applied for a license, punishable as a second or subsequent offense</li> <li>● MCL 259.185, operating an aircraft while under the influence of intoxicating liquor or a controlled substance with prior conviction</li> <li>● MCL 290.629, hindering or obstructing certain persons performing official weights and measures duties</li> <li>● MCL 290.650, hindering, obstructing, assaulting, or committing bodily injury upon director of the Department of Agriculture or authorized representative of the director</li> <li>● MCL 324.80176, operating a vessel under the influence of intoxicating liquor or a controlled substance, or with an unlawful blood alcohol content, punishable as a second or subsequent offense under MCL 324.80177(1)(b)</li> <li>● MCL 324.81134, operating an off-road vehicle (ORV) under the influence of alcoholic liquor or a controlled substance or with an unlawful alcohol content, punishable as a second or subsequent offense under MCL 324.81134(8)(b)</li> <li>● MCL 324.82127, operating a snowmobile under the influence of alcoholic liquor or a controlled substance, or with an unlawful blood alcohol content, or with any presence of a Schedule 1 controlled substance or cocaine, punishable as a second or subsequent offense under MCL 324.82128(1)(b) MCL 333.7403, possessing a controlled substance, controlled substance analogue, or prescription form</li> <li>● MCL 462.353, operating a locomotive under the influence of alcoholic liquor or a controlled substance, or while visibly impaired, punishable as a second offense under MCL 462.353(4)</li> <li>● MCL 722.677, displaying sexually explicit matter to minors</li> <li>● MCL 750.81, assault or domestic assault</li> <li>● MCL 750.81a(1) or (2), aggravated assault or aggravated domestic assault</li> </ul>	<ul style="list-style-type: none"> <li>● Violation or attempted violation of a penal law of this state or another jurisdiction that is punishable by imprisonment for more than 1 year (includes all felonies)</li> <li>● MCL 257.625(1), (8), (9)(b), (25) operating while intoxicated, 2nd offense</li> <li>● MCL 333.7403(2)(c) possession of controlled substances (excluding marijuana)</li> <li>● MCL 333.7404(2)(a), (b), (c) use of controlled substances</li> <li>● MCL 750.81(4) domestic violence, 2nd offense</li> <li>● MCL 750.81a(1), aggravated assault</li> <li>● MCL 750.81a(2) aggravated domestic violence</li> <li>● MCL 750.411h, stalking</li> </ul> <p><i>Source: <u>MCOLLES Licensing Standards</u></i></p>

- MCL 750.115, breaking and entering or entering without breaking
- MCL 750.136b(7), fourth-degree child abuse
- MCL 750.145n, vulnerable adult abuse
- MCL 750.157b(3)(b), solicitation to commit a felony
- MCL 750.215, impersonating a peace officer or medical examiner
- MCL 750.223, illegal sale of a firearm or ammunition
- MCL 750.224d, illegal use or sale of a self-defense spray or foam device
- MCL 750.226a, sale or possession of a switchblade
- MCL 750.227c, improper transporting or possessing a loaded firearm in or upon a vehicle
- MCL 750.229, pawnbroker accepting a pistol in pawn, or any second-hand or junk dealer accepting a pistol and offering or displaying it for resale
- MCL 750.232, failure to register the purchase of a firearm or a firearm component
- MCL 750.232a, improperly obtaining a pistol, making a false statement on an application to purchase a pistol, or using or attempting to use false identification of another to purchase a pistol
- MCL 750.233, intentionally pointing or aiming a firearm without malice
- MCL 750.234, discharging a firearm while intentionally aimed without malice
- MCL 750.234d, possessing a firearm on prohibited premises
- MCL 750.234e, brandishing a firearm in public
- MCL 750.234f, possession of a firearm in public by an individual less than 18 years of age
- MCL 750.235, discharging a firearm pointed or aimed intentionally without malice causing injury
- MCL 750.235a, parent of a minor who violates the Firearms Chapter of the Michigan Penal Code in a weapon-free school zone
- MCL 750.236, setting a spring or other gun, or any trap or device
- MCL 750.237, carrying, possessing, using, or discharging a firearm while under the influence of alcoholic liquor or a controlled substance, while having an unlawful alcohol content, or while visibly impaired
- MCL 750.237a, weapon-free school zone violation
- MCL 750.335a, indecent exposure
- MCL 750.411h, stalking
- MCL 750.520e, fourth-degree criminal sexual conduct
- Former MCL 750.228, failure to have a pistol inspected
- MCL 752.861, careless, reckless, or negligent use of a firearm resulting in injury or death

- MCL 752.862, careless, reckless, or negligent use of a firearm resulting in property damage
- MCL 752.863a, reckless discharge of a firearm
- A violation of a law of the United States, another state, or a local unit of government of this state or another state substantially corresponding to a violation described above
- MCL 257.625, operating while intoxicated, visibly impaired, under 21 years of age with any bodily alcohol content, or with any presence of a Schedule 1 controlled substance or cocaine
- MCL 257.625a, refusal of commercial motor vehicle operator to submit to a preliminary chemical breath test
- MCL 257.625k, ignition interlock device reporting violation
- MCL 257.625l, circumventing or tampering with an ignition interlocking device
- MCL 257.625m, operating a commercial motor vehicle with alcohol content, punishable under MCL 257.625m(3)
- MCL 259.185, operating an aircraft under the influence of intoxicating liquor or a controlled substance
- MCL 324.81134, operating an ORV under the influence of alcoholic liquor or a controlled substance, with an unlawful alcohol content, with any presence of a Schedule 1 controlled substance or cocaine, or while visibly impaired
- MCL 324.82127, operating a snowmobile under the influence of alcoholic liquor or a controlled substance, with an unlawful blood alcohol content, with any presence of a Schedule 1 controlled substance or cocaine, or while visibly impaired
- MCL 333.7401 to 333.7461, controlled substance violation
- MCL 462.353, operating a locomotive under the influence of alcoholic liquor or a controlled substance, while visibly impaired, or with an unlawful alcohol content, punishable under MCL 462.353(3)
- MCL 750.167, disorderly person
- MCL 750.174, embezzlement
- MCL 750.218, false pretenses with intent to defraud or cheat
- MCL 750.356, larceny
- MCL 750.356d, second or third degree retail fraud
- MCL 750.359, larceny from vacant structure or building
- MCL 750.362, larceny by conversion
- MCL 750.362a, refuse or neglect to return vehicle, trailer, or other tangible property delivered on a rental or lease basis with intent to defraud the lessor
- MCL 750.377a, malicious destruction of personal

property

- MCL 750.380, malicious destruction of real property
- MCL 750.535, buying, receiving, possessing, concealing, or aiding in the concealment of stolen, embezzled, or converted property
- MCL 750.540e, malicious use of service provided by telecommunications service provider
- A violation of a law of the United States, another state, or a local unit of government of this state or another state substantially corresponding to a violation described above

*Source: Michigan State Police CPL Requirements*