



PREVENT 2 PROTECT

The Adolescent Targeted
Violence Prevention Project

Relevant Laws to Keep Kids and Families Safe



Extreme Risk Protection Order (ERPO)

What is ERPO?

ERPO is known as a “Red Flag Law.” This allows for firearms to be removed from the hands of those who are at risk of harming themselves or others, as well as other considerable factors. ERPOs expire 1 year after the order is conducted.

Who Can File an ERPO Petition?

1. Family and/or Household Members
2. Healthcare Providers
3. Law Enforcement



What Happens When an ERPO is Ordered?

1. Must turn in ALL firearms to law enforcement within 24 hours, or to a licensed firearm dealer if the court allows so.
2. Must surrender CPL if possessed.
3. Temporarily banned from purchasing firearms.
4. If ERPO is not followed, penalties such as fines or jail time may be given in consequence.

Michigan Extreme Risk Protection Order. Johns Hopkins Bloomberg School of Public Health | The National ERPO Resource Center. (2024, February 15).

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Michigan Laws on School Violence

MCL - Section 750.235b

- Threatening to use a firearm, explosive, or other dangerous weapon to cause harm against students or staff on school grounds, is guilty of a *misdemeanor*.

MCL - Section 750.499

- An individual who deliberately raises a false active shooter alarm in a public setting, such as a school, is guilty of a *misdemeanor*.

MCL - Section 380.1310

- Physical assault committed at school by a student against another student, may result in *suspension or expulsion*.

MCL - Section 380.1311a

- Physical and/or verbal assault committed by a student against an employee, volunteer, or contractor, or a general threat towards the school, may result in *suspension or expulsion*.

MCL - Section 380.1313

- If a dangerous weapon is found in the possession of a student while they are engaging in school-related activities, the weapon may be confiscated, and *law enforcement and the parent or legal guardian will be notified*.

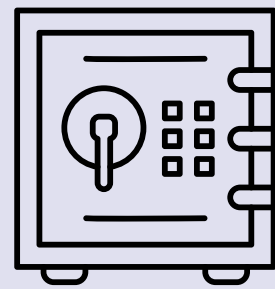
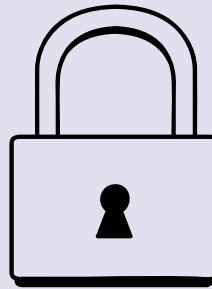
Michigan Safe Storage Law

Purpose of the Law:

Designed to protect children from injury or death due to unauthorized firearm access. Requires all firearms to be safely stored away when someone under 18 is likely to be present.

Safe Storage Options:

- Cable Locks
- Trigger Locks
- Lock Boxes
- Gun Safe



Consequences...

If a minor gains access to a firearm owned by their parent/guardian and it is shown off carelessly around others, it is a *misdemeanor*.

If a minor harms themselves or others with the firearm, the owner of the weapon will receive a *felony* charge.

Exceptions:

- If the minor acts in self defense.
- If the minor gains access to the firearm through illegal entry where the weapon is being stored.
- If the minor is engaging in legal hunting.
- If the minor uses the firearm under parental/guardian supervision for employment, gun safety instruction, etc.

*Michigan's Safe Storage Law. Institute for
Firearm Injury Prevention | University of
Michigan. (2024, February).*

Michigan Firearm Background Checks

Purpose of the Law:

Designed to prevent firearm purchases by those who are not allowed to obtain firearms.

Overview:

- Prior to purchase, one must receive a purchasing license from their local police department.
- Police complete a background check. If passed, the purchasing license becomes valid for 30 days.
- Anyone who consciously sells a firearm to someone who is forbidden from ownership, or anyone who acquires a firearm illegally, will face *fines or jail time*.

Exceptions:

- Individuals under 21 can only handle a firearm at a firing range when accompanied by a parent, guardian, or authorized person, also over 21.
- Anyone who inherits a firearm must receive a purchasing license within 30 days of the initial inheritance of the weapon, unless they are discarding it.

*Michigan's Firearm Background Check.
Institute for Firearm Injury Prevention |
University of Michigan. (2024a,
February).*

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Find P2P:
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Protecting Our Children in Our Communities

If immediate danger is ever feared, don't hesitate to call 911.

