



Senate Fiscal Agency
P. O. Box 30036
Lansing, Michigan 48909-7536

BILL ANALYSIS



Telephone: (517) 373-5383
Fax: (517) 373-1986

Senate Bill 757 (Substitute S-1 as reported)
Sponsor: Senator Joanne G. Emmons
Committee: Health Policy and Senior Citizens

CONTENT

The bill would amend the Revised Judicature Act to provide that a civil fine ordered for a State civil infraction violation of the proposed Youth Tobacco Prevention Act would have to be distributed as follows:

- 50% for the support of libraries.
- 50% to the local governmental unit in which the infraction occurred. The bill states that this provision would be intended to assist in defraying the costs incurred by local units in enforcing the proposed Youth Tobacco Prevention Act.

The bill is tie-barred to Senate Bill 730, which would create the "Youth Tobacco Prevention Act". Among other things, Senate Bill 730 (S-4) provides that a person under 18 would be responsible for a State civil infraction and liable for a civil fine of up to \$100 per violation for purchasing, receiving, possessing, smoking, or otherwise using or consuming a tobacco product in a public place and a person distributing tobacco to a minor would be responsible for a State civil infraction and liable for a \$150 fine.

(Public Act 54 of 1995, which will take effect January 1, 1996, amended the Revised Judicature Act to provide for the adjudication of State civil infractions and requires civil infraction fine revenue to be applied to the support of public libraries and county law libraries.)

MCL 600.8831

Legislative Analyst: G. Towne

FISCAL IMPACT

The bill would require that penal fines collected under the "Youth Tobacco Prevention Act" in Senate Bill 730 (S-4) be distributed half to the local government units in which the civil infraction occurred, and half to the public and county law libraries. The total penal fines collected depends on the number of youths fined and the amount of the fines.

Date Completed: 11-29-95

Fiscal Analyst: R. Ross