

SENATE BILL No. 698

August 31, 2005, Introduced by Senator THOMAS and referred to the Committee on Health Policy.

A bill to amend 1978 PA 368, entitled
"Public health code,"
by amending section 7339 (MCL 333.7339), as added by 1999 PA 144.

THE PEOPLE OF THE STATE OF MICHIGAN ENACT:

1 Sec. 7339. (1) A person shall not dispense, sell, or otherwise
2 give a product described in section 7220(1)(c)(ii). ~~to an~~
3 ~~individual less than 18 years of age.~~ This section does not apply
4 to a physician or pharmacist who prescribes, dispenses,
5 administers, or delivers a product described in section
6 7220(1)(c)(ii). ~~to an individual less than 18 years of age, to a~~
7 ~~parent or guardian of an individual less than 18 years of age who~~
8 ~~delivers the product to the individual, or to a person authorized~~
9 ~~by the individual's parent or legal guardian who dispenses or~~

1 ~~delivers the product to the individual.~~

2 ~~—— (2) In the course of selling, offering for sale, or otherwise~~
3 ~~distributing a product described in section 7220(1)(c)(ii), a person~~
4 ~~shall not advertise or represent in any manner that the product~~
5 ~~causes euphoria, ecstasy, a "buzz" or "high", or an altered mental~~
6 ~~state, heightens sexual performance, or, because it contains~~
7 ~~ephedrine alkaloids, increases muscle mass.~~

8 (2) ~~—(3)—~~ A person who violates this section is guilty of a
9 misdemeanor punishable by imprisonment for not more than 93 days or
10 a fine of not more than \$100.00, or both.