

SUBSTITUTE FOR  
HOUSE BILL NO. 4228

A bill to amend 1927 PA 175, entitled  
"The code of criminal procedure,"  
(MCL 760.1 to 777.69) by adding section 11b to chapter VI.

THE PEOPLE OF THE STATE OF MICHIGAN ENACT:

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CHAPTER VI

SEC. 11B. (1) EVIDENCE OF THE RESULTS OF PROPERLY PERFORMED  
DRUG ANALYSIS FIELD TESTING IS ADMISSIBLE IN A PRELIMINARY  
EXAMINATION SOLELY TO ESTABLISH THAT THE SUBSTANCE TESTED IS A  
CONTROLLED SUBSTANCE.

(2) EVIDENCE OF THE RESULTS OF PROPERLY PERFORMED DRUG  
ANALYSIS FIELD TESTING IS SUFFICIENT TO ESTABLISH THAT THE  
SUBSTANCE TESTED IS A CONTROLLED SUBSTANCE FOR PURPOSES OF A  
PRELIMINARY EXAMINATION.

1           (3) AS USED IN THIS SECTION, "CONTROLLED SUBSTANCE" MEANS THAT  
2 TERM AS DEFINED UNDER SECTION 7104 OF THE PUBLIC HEALTH CODE, 1978  
3 PA 368, MCL 333.7104.

4           (4) THIS SECTION APPLIES TO PRELIMINARY EXAMINATIONS THAT  
5 BEGIN ON OR AFTER THE EFFECTIVE DATE OF THE AMENDATORY ACT THAT  
6 ADDED THIS SECTION.

7           Enacting section 1. This amendatory act takes effect 90 days  
8 after the date it is enacted into law.