

SENATE BILL No. 230

February 17, 2009, Introduced by Senators SWITALSKI, GEORGE, KAHN, CHERRY, CLARKE, JACOBS and GLEASON and referred to the Committee on Commerce and Tourism.

A bill to amend 2000 PA 92, entitled
"Food law of 2000,"
by amending section 4115 (MCL 289.4115) and by adding section
4115a.

THE PEOPLE OF THE STATE OF MICHIGAN ENACT:

1 Sec. 4115. (1) A water bottler or water dispensing machine
2 owner shall register with the department each brand of bottled
3 water with a unique declaration of identity before the sale or
4 offering for sale of the water. The application for registration
5 shall be made on a form prescribed by the department and shall
6 include both of the following:

7 (a) The proposed label or placard for the water. **THE LABEL**
8 **SHALL INDICATE THE CAFFEINE CONTENT, IF ANY.**

9 (b) For each year or portion of a year, a registration fee of

1 \$25.00 for each brand of water with a unique declaration of
2 identity and \$25.00 for each water dispensing machine.

3 (2) The registration required by subsection (1) expires
4 annually on April 30 and shall be renewed 30 calendar days before
5 expiration of the current registration.

6 (3) The department shall assess a late fee of \$25.00 for
7 bottled water or water from a water dispensing machine that is sold
8 or offered for sale without registration. A registration is not
9 effective until the late fee is paid.

10 **SEC. 4115A. ANY BOTTLED, CANNED, OR PACKAGED DRINK NOT SUBJECT**
11 **TO SECTION 4115 SHALL HAVE INDICATED, UPON ITS LABEL, THE CAFFEINE**
12 **CONTENT. THE LABELING SHALL BE AS PROVIDED BY LAW OR ORDER OF THE**
13 **DIRECTOR.**