

Legislative Analysis



ELIMINATE PREEMPTION OF LOCAL REGULATION OF THE SALE AND LICENSURE OF TOBACCO PRODUCTS

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<http://www.house.mi.gov/hfa>

House Bill 6022 as introduced
Sponsor: Rep. Helena Scott
Committee: Families, Children and Seniors
Complete to 11-11-24

Analysis available at
<http://www.legislature.mi.gov>

SUMMARY:

House Bill 6022 would amend the Tobacco Products Tax Act to allow cities, townships, villages, counties, and other local units of government or political subdivisions to adopt ordinances and regulations pertaining to the sale and licensure of tobacco products. The bill would provide that the Tobacco Products Tax Act does not prohibit or in any way restrict those entities from imposing a requirement or a prohibition pertaining to the sale or licensure of tobacco products.¹

The act now prohibits any of those entities from imposing any new requirement or prohibition pertaining to the sale or licensure of tobacco products for distribution purposes, but this prohibition does not invalidate or otherwise restrict such a requirement or prohibition that existed on March 15, 1994 (the effective date of the act).

MCL 205.434

FISCAL IMPACT:

House Bill 6022 would have no fiscal impact on the state and would have an indeterminate fiscal impact on local units of government. The fiscal impact on local units of government is indeterminate because any fiscal impact to a local unit of government would be predicated on whether a local unit of government decides to impose a requirement or prohibition on the sale or licensure of tobacco products and what requirements or prohibitions are included by the local unit of government.

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■ This analysis was prepared by nonpartisan House Fiscal Agency staff for use by House members in their deliberations and does not constitute an official statement of legislative intent.

¹ For the definition of *tobacco products* that applies to these provisions, as well as definitions of terms used in the definition of tobacco products, see: <https://www.legislature.mi.gov/Laws/MCL?objectName=mcl-205-422>