

HOUSE BILL No. 5646

March 9, 1992, Introduced by Reps. Dalman, Brown, McNutt, Dolan, Fitzgerald, Strand, Gire, Bennett, Pitoniak, Perry Bullard, Johnson, Shugars, McBryde, Hillegonds, London, Nye and Horton and referred to the Committee on Judiciary.

A bill to amend Act No. 328 of the Public Acts of 1931,
entitled as amended

"The Michigan penal code,"

as amended, being sections 750.1 to 750.568 of the Michigan
Compiled Laws, by adding section 42b.

THE PEOPLE OF THE STATE OF MICHIGAN ENACT:

1 Section 1. Act No. 328 of the Public Acts of 1931, as
2 amended, being sections 750.1 to 750.568 of the Michigan Compiled
3 Laws, is amended by adding section 42b to read as follows:

4 SEC. 42B. (1) A PERSON SHALL NOT SELL OR DISTRIBUTE A
5 TOBACCO PRODUCT THROUGH THE MAIL IN THIS STATE.

6 (2) A PERSON WHO VIOLATES THIS SECTION IS GUILTY OF A
7 FELONY, PUNISHABLE BY IMPRISONMENT FOR NOT MORE THAN 5 YEARS, OR
8 BY A FINE OF NOT MORE THAN \$10,000.00, OR BOTH.

1 (3) AS USED IN THIS SECTION:

2 (A) "PERSON" MEANS AN INDIVIDUAL, PARTNERSHIP, CORPORATION,
3 OR OTHER LEGAL ENTITY.

4 (B) "SELL OR DISTRIBUTE" INCLUDES SAMPLING OR ANY OTHER DIS-
5 TRIBUTION NOT FOR SALE.