

HOUSE BILL No. 5873

May 19, 1998, Introduced by Rep. Griffin and referred to the Committee on Health Policy.

A bill to amend 1915 PA 31, entitled
"Youth tobacco act,"
(MCL 722.641 to 722.645) by adding section 2b.

THE PEOPLE OF THE STATE OF MICHIGAN ENACT:

1 SEC. 2B. (1) A PERSON UNDER 18 YEARS OF AGE SHALL NOT
2 ATTEMPT TO PURCHASE CIGARETTES, CIGARS, CHEWING TOBACCO, TOBACCO
3 SNUFF, OR TOBACCO IN ANY OTHER FORM. A PERSON WHO VIOLATES THIS
4 SUBSECTION IS GUILTY OF A MISDEMEANOR, PUNISHABLE BY A FINE OF
5 NOT MORE THAN \$50.00 FOR EACH OFFENSE.

6 (2) PURSUANT TO A PROBATION ORDER, THE COURT MAY REQUIRE A
7 PERSON WHO VIOLATES SUBSECTION (1) TO PARTICIPATE IN A HEALTH
8 PROMOTION AND RISK REDUCTION ASSESSMENT PROGRAM, IF AVAILABLE. A
9 PROBATIONER WHO IS ORDERED TO PARTICIPATE IN A HEALTH PROMOTION
10 AND RISK REDUCTION ASSESSMENT PROGRAM UNDER THIS SECTION IS
11 RESPONSIBLE FOR THE COSTS OF PARTICIPATING IN THE PROGRAM.

1 (3) IN ADDITION TO ANY OTHER PENALTIES DESCRIBED IN THIS
2 SECTION, A PERSON WHO VIOLATES SUBSECTION (1) IS SUBJECT TO THE
3 FOLLOWING:

4 (A) FOR THE FIRST VIOLATION, THE COURT MAY ORDER THE PERSON
5 TO PERFORM NOT MORE THAN 16 HOURS OF COMMUNITY SERVICE IN A HOS-
6 PICE, NURSING HOME, OR HOSPITAL LONG-TERM CARE FACILITY.

7 (B) FOR A SECOND VIOLATION, THE COURT MAY ORDER THE PERSON
8 TO PERFORM NOT MORE THAN 32 HOURS OF COMMUNITY SERVICE IN A HOS-
9 PICE, NURSING HOME, OR HOSPITAL LONG-TERM CARE FACILITY.

10 (C) FOR A THIRD OR SUBSEQUENT VIOLATION, THE COURT MAY ORDER
11 THE PERSON TO PERFORM NOT MORE THAN 48 HOURS OF COMMUNITY SERVICE
12 IN A HOSPICE, NURSING HOME, OR HOSPITAL LONG-TERM CARE FACILITY.