

SENATE BILL NO. 1281

September 16, 1998, Introduced by Senator BOUCHARD and referred to the Committee on Judiciary.

A bill to amend 1931 PA 328, entitled
"The Michigan penal code,"
(MCL 750.1 to 750.568) by adding section 42c.

THE PEOPLE OF THE STATE OF MICHIGAN ENACT:

1 SEC. 42C. (1) A PERSON SHALL NOT USE, DELIVER, SELL, OFFER
2 FOR SALE, OR ADVERTISE FOR SALE A SUBSTANCE OR DEVICE THAT IS
3 INTENDED TO BE USED TO FALSIFY OR DISTORT THE RESULTS OF A DRUG
4 TEST REQUIRED OR AUTHORIZED BY LAW.

5 (2) AS USED IN THIS SECTION:

6 (A) "CONTROLLED SUBSTANCE" MEANS THAT TERM AS DEFINED IN
7 SECTION 7104 OF THE PUBLIC HEALTH CODE, 1978 PA 368, MCL
8 333.7104.

9 (B) "DELIVER" MEANS THAT TERM AS DEFINED IN SECTION 7105 OF
10 THE PUBLIC HEALTH CODE, 1978 PA 368, MCL 333.7105.

1 (C) "DRUG TEST" MEANS THE EXAMINATION OF A BODILY FLUID OR
2 SPECIMEN TO DETERMINE THE PRESENCE OF A CONTROLLED SUBSTANCE OR A
3 METABOLITE OF A CONTROLLED SUBSTANCE.

4 (3) A PERSON WHO VIOLATES THIS SECTION IS GUILTY OF A MISDE-
5 MEANOR PUNISHABLE BY IMPRISONMENT FOR NOT MORE THAN 1 YEAR OR A
6 FINE OF NOT MORE THAN \$1,000.00, OR BOTH.