

**SENATE BILL NO. 107**

January 27, 1999, Introduced by Senators V. SMITH, YOUNG, HART  
and MC MANUS 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 237b.

**THE PEOPLE OF THE STATE OF MICHIGAN ENACT:**

1           SEC. 237B. (1) A PERSON WHO SELLS A FIREARM, AMMUNITION, OR  
2 DANGEROUS WEAPON TO A VISIBLY INTOXICATED INDIVIDUAL IS GUILTY OF  
3 A MISDEMEANOR PUNISHABLE BY IMPRISONMENT FOR NOT MORE THAN 90  
4 DAYS OR A FINE OF NOT MORE THAN \$500.00, OR BOTH.

5           (2) AS USED IN THIS SECTION:

6           (A) "DANGEROUS WEAPON" MEANS A KNIFE WITH A BLADE LENGTH OF  
7 MORE THAN 3 INCHES, STABBING INSTRUMENT, BRASS KNUCKLES, BLACK-  
8 JACK, CLUB, OR OTHER OBJECT SPECIFICALLY DESIGNED OR CUSTOMARILY  
9 CARRIED OR POSSESSED FOR USE AS A WEAPON.

10          (B) "VISIBLY INTOXICATED" MEANS THAT THE INDIVIDUAL'S SENSES  
11 ARE OBSERVABLY DESTROYED, IMPAIRED, DISTURBED, OR DISTRACTED BY

1 THE CONSUMPTION OF INTOXICATING LIQUOR OR THAT THE INDIVIDUAL'S  
2 PHYSICAL OR MENTAL CONTROL IS MARKEDLY DIMINISHED BY THE CONSUMP-  
3 TION OF INTOXICATING LIQUOR.