

HOUSE BILL No. 5492

December 8, 2005, Introduced by Reps. Elsenheimer, Jones, Stakoe, Hansen and David Law
and referred to the Committee on Health Policy.

A bill to amend 1978 PA 368, entitled
"Public health code,"
by amending section 7457 (MCL 333.7457), as added by 1988 PA 139.

THE PEOPLE OF THE STATE OF MICHIGAN ENACT:

1 Sec. 7457. Sections 7451 to 7455 do not apply to any of the
2 following:

3 (a) An object sold or offered for sale to a person licensed
4 under article 15 or under the occupational code, ~~Act No. 299 of~~
5 ~~the Public Acts of 1980, being sections 339.101 to 339.2721 of the~~
6 ~~Michigan Compiled Laws~~ **1980 PA 299, MCL 339.101 TO 339.2721**, or
7 any intern, trainee, apprentice, or assistant in a profession
8 licensed under article 15 or under ~~Act No. 299 of the Public Acts~~
9 ~~of 1980~~ **THE OCCUPATIONAL CODE, 1980 PA 299, MCL 339.101 TO**
10 **339.2721**, for use in that profession.

1 (b) An object sold or offered for sale to any hospital,
2 sanitarium, clinical laboratory, or other health care institution
3 including a penal, correctional, or juvenile detention facility for
4 use in that institution.

5 (c) An object sold or offered for sale to a dealer in medical,
6 dental, surgical, or pharmaceutical supplies.

7 (d) Equipment, a product, or material ~~which may be~~
8 **EXCLUSIVELY** used in the preparation or smoking of tobacco or
9 smoking herbs other than a controlled substance.

10 (e) A blender, bowl, container, spoon, or mixing device not
11 specifically designed for a use described in section 7451.

12 (f) A hypodermic syringe or needle sold or offered for sale
13 for the purpose of injecting or otherwise treating livestock or
14 other animals.

15 (g) An object sold, offered for sale, or given away by a state
16 or local governmental agency or by a person specifically authorized
17 by a state or local governmental agency to prevent the transmission
18 of infectious agents.