

SUBSTITUTE FOR  
HOUSE BILL NO. 6130

A bill to amend 1941 PA 207, entitled  
"Fire prevention code,"  
(MCL 29.1 to 29.33) by adding section 3f.

THE PEOPLE OF THE STATE OF MICHIGAN ENACT:

1           SEC. 3F. (1) A PERSON SHALL NOT SELL AT RETAIL, OFFER FOR  
2 RETAIL SALE, OR DISTRIBUTE FOR RETAIL SALE OR PROMOTION IN THIS  
3 STATE A NOVELTY LIGHTER. A PERSON WHO VIOLATES THIS SUBSECTION  
4 COMMITS A CIVIL VIOLATION FOR WHICH A FINE OF NOT MORE THAN \$500.00  
5 MAY BE IMPOSED. THIS SUBSECTION MAY BE ENFORCED BY THE STATE FIRE  
6 MARSHAL OR A STATE, COUNTY, OR MUNICIPAL LAW ENFORCEMENT OFFICER.  
7 THE PROHIBITION SPECIFIED IN THIS SUBSECTION DOES NOT APPLY TO THE  
8 TRANSPORTATION OF NOVELTY LIGHTERS THROUGH THIS STATE OR THE  
9 STORAGE OF NOVELTY LIGHTERS IN A WAREHOUSE OR DISTRIBUTION CENTER  
10 IN THIS STATE THAT IS CLOSED TO THE PUBLIC FOR PURPOSES OF RETAIL  
11 SALES.

12           (2) AS USED IN THIS SECTION, "NOVELTY LIGHTER" MEANS A

1 MECHANICAL OR ELECTRICAL DEVICE TYPICALLY USED FOR IGNITING  
2 CIGARETTES, PIPES, OR CIGARS THAT IS DESIGNED TO APPEAR TO BE A  
3 TOY, FEATURES A FLASHING LIGHT, OR MAKES MUSICAL SOUNDS. NOVELTY  
4 LIGHTER DOES NOT INCLUDE ANY OF THE FOLLOWING:

5 (A) A LIGHTER MANUFACTURED BEFORE JANUARY 1, 1980.

6 (B) A LIGHTER INCAPABLE OF BEING FUELED OR LACKING A DEVICE  
7 NECESSARY TO PRODUCE COMBUSTION OR FLAME.

8 (C) ANY MECHANICAL DEVICE PRIMARILY USED TO IGNITE FUEL FOR  
9 FIREPLACES OR FOR CHARCOAL OR GAS GRILLS.