

SENATE BILL No. 418

June 8, 2011, Introduced by Senators JONES, MARLEAU, MEEKHOF, ROCCA, BOOHER, PROOS and SCHUITMAKER and referred to the Committee on Judiciary.

A bill to amend 2008 IL 1, entitled
"Michigan medical marihuana act,"
by amending section 7 (MCL 333.26427).

THE PEOPLE OF THE STATE OF MICHIGAN ENACT:

1 7. Scope of Act.

2 Sec. 7. (a) The medical use of marihuana is allowed under
3 state law to the extent that it is carried out in accordance with
4 the provisions of this act.

5 (b) This act shall not permit any person to do any of the
6 following:

7 (1) Undertake any task under the influence of marihuana, when
8 doing so would constitute negligence or professional malpractice.

9 (2) Possess marihuana, or otherwise engage in the medical use

1 of marihuana:

2 (A) in a school bus;

3 (B) on the grounds of any preschool or primary or secondary
4 school; or

5 (C) in any correctional facility.

6 (3) Smoke marihuana:

7 (A) on any form of public transportation; or

8 (B) in any public place.

9 (4) Operate, navigate, or be in actual physical control of any
10 motor vehicle, aircraft, or motorboat while under the influence of
11 marihuana.

12 (5) Use marihuana if that person does not have a serious or
13 debilitating medical condition.

14 (c) Nothing in this act shall be construed to require:

15 (1) A government medical assistance program or commercial or
16 non-profit health insurer to reimburse a person for costs
17 associated with the medical use of marihuana.

18 (2) An employer to accommodate the ingestion of marihuana in
19 any workplace or any employee working while under the influence of
20 marihuana.

21 **(D) NOTHING IN THIS ACT SHALL BE CONSTRUED TO CREATE A PRIVATE**
22 **CAUSE OF ACTION AGAINST THIS STATE OR A POLITICAL SUBDIVISION OF**
23 **THIS STATE.**

24 **(E)** ~~(d)~~—Fraudulent representation to a law enforcement
25 official of any fact or circumstance relating to the medical use of
26 marihuana to avoid arrest or prosecution shall be punishable by a
27 fine of \$500.00, which shall be in addition to any other penalties

1 that may apply for making a false statement or for the use of
2 marihuana other than use undertaken pursuant to this act.

3 **(F)** ~~(e)~~—All other acts and parts of acts inconsistent with
4 this act do not apply to the medical use of marihuana as provided
5 for by this act.