



**Senate Fiscal Agency**  
**P. O. Box 30036**  
**Lansing, Michigan 48909-7536**

BILL



ANALYSIS

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House Bill 5220 (as reported without amendment)  
Sponsor: Representative Michele Hoytenga  
House Committee: Judiciary  
Senate Committee: Judiciary

### **CONTENT**

The bill would amend the Michigan Penal Code to increase from 10% to 18% the maximum amount of oleoresin capsicum (commonly called pepper spray) in a self-defense spray or foam device that a person may use in defense of people or property or that a law enforcement officer may use; and allow a person to use a self-defense spray or foam device containing an ultraviolet dye and not more than 18% oleoresin capsicum in defense of people or property.

MCL 750.224d

Legislative Analyst: Jeff Mann

### **FISCAL IMPACT**

The bill would have the effect of expanding the allowable defenses to prosecution for use of a self-defense spray or foam device that met the specifications of the bill. This could result in a marginal decrease in misdemeanor convictions and penalties associated with the use of these types of devices. The bill would likely not have a significant impact on State and local criminal justice costs.

Date Completed: 3-8-18

Fiscal Analyst: John Maxwell