



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

BILL ANALYSIS



Telephone: (517) 373-5383
Fax: (517) 373-1986

House Bills 5463 and 5464 (as reported without amendment)
Sponsor: Representative Stephanie Chang (H.B. 5463)
Representative Joseph Bellino (H.B. 5464)
House Committee: Regulatory Reform
Senate Committee: Judiciary

CONTENT

House Bill 5463 would amend Public Act 119 of 1967, which governs the sale, distribution, and use of certain chemical agents, to do following:

- Prohibit a person from selling or distributing a device that solely contained nitrous oxide to a person under 18 years of age unless he or she was accepting delivery of the device as an employee.
- Prescribe a maximum civil fine of \$500 for a person who knowingly sold or distributed a device solely containing nitrous oxide to a minor, or who failed to make diligent inquiry as to whether the person was a minor.

House Bill 5464 would amend the Act to allow the Attorney General or a prosecuting attorney for the county in which a violation occurred to bring an action to recover the civil fine prescribed by House Bill 5463.

MCL 752.272a (H.B. 5463)
Proposed MCL 752.272b (H.B. 5464)

Legislative Analyst: Jeff Mann

FISCAL IMPACT

The bills would have an indeterminate fiscal impact on the State and local units of government. The proposed civil fine would have the potential to increase revenue for the State, but it is unknown, by the language of the bills, whether that revenue would go to a restricted fund set aside for the Judiciary or the State's General Fund. It also is unknown if the actions brought to recover the fine would result in increased costs for the State or counties via caseloads or administrative costs.

Date Completed: 4-12-18

Fiscal Analyst: Joe Carrasco
Michael Siracuse