



Senate Fiscal Agency
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House Bill 4412 (Substitute S-1 as reported)
Sponsor: Representative Bronna Kahle
House Committee: Health Policy
 Ways and Means
Senate Committee: Health Policy and Human Services

CONTENT

The bill would amend Part 177 (Pharmacy Practice and Drug Control) of the Public Health Code to do the following:

- Prohibit a person from knowingly or willfully selling or trading a finished drug product containing any quantity of dextromethorphan to a minor.
- Prohibit a minor from purchasing a finished drug product containing any quantity of dextromethorphan.
- Require a person making a retail sale of a finished drug product containing any quantity of dextromethorphan to obtain proof of age from the purchaser before completing the sale.
- Preempt any county, city, village, or township ordinance regulating the sale, distribution, receipt, or possession of dextromethorphan.
- Prescribe fines and penalties for violations of the proposed prohibitions.
- Specify that the bill would not apply to a medication containing dextromethorphan that was sold pursuant to a valid prescription.

The bill would take effect on July 1, 2020.

Proposed MCL 333.17766g

Legislative Analyst: Tyler VanHuyse

FISCAL IMPACT

The bill would have a minor negative fiscal impact on the Department of Licensing and Regulatory Affairs. The administrative costs associated with enforcement likely would increase by a minor but unknown amount; however, existing appropriations could be sufficient to fund these activities. Any revenue from imposed fines would go to local libraries.

Date Completed: 10-4-19

Fiscal Analyst: Elizabeth Raczkowski