

SENATE BILL No. 694

September 16, 2003, Introduced by Senator THOMAS and referred to the Committee on Health Policy.

A bill to amend 1978 PA 368, entitled "Public health code," by amending section 7339 (MCL 333.7339), as added by 1999 PA 144.

THE PEOPLE OF THE STATE OF MICHIGAN ENACT:

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1 Sec. 7339. (1) A person shall not dispense, sell, or
2 otherwise give a product described in section 7220(1)(c)(ii). ~~to~~
3 ~~an individual less than 18 years of age.~~ This section does not
4 apply to a physician or pharmacist who prescribes, dispenses,
5 administers, or delivers a product described in
6 section 7220(1)(c)(ii). ~~to an individual less than 18 years of~~
7 ~~age, to a parent or guardian of an individual less than 18 years~~
8 ~~of age who delivers the product to the individual, or to a person~~
9 ~~authorized by the individual's parent or legal guardian who~~
10 ~~dispenses or delivers the product to the individual.~~

1 ~~—— (2) In the course of selling, offering for sale, or otherwise~~
2 ~~distributing a product described in section 7220(1)(c)(ii), a~~
3 ~~person shall not advertise or represent in any manner that the~~
4 ~~product causes euphoria, ecstasy, a "buzz" or "high", or an~~
5 ~~altered mental state, heightens sexual performance, or, because~~
6 ~~it contains ephedrine alkaloids, increases muscle mass.~~

7 (2) ~~(3)~~ A person who violates this section is guilty of a
8 misdemeanor punishable by imprisonment for not more than 93 days
9 or a fine of not more than \$100.00, or both.