



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

BILL ANALYSIS



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

Senate Bill 424 (as introduced 6-30-15)
Sponsor: Senator Tom Casperson
Committee: Judiciary

Date Completed: 9-28-15

CONTENT**The bill would amend the Public Health Code to establish an enhanced penalty for manufacturing methamphetamine in the vicinity of a school or library.**

Under the bill, a person at least 18 years of age who manufactured methamphetamine on or within 1,000 feet of school property or a library would have to be punished by a term of imprisonment or a fine, or both, of up to twice that authorized by the Code for the manufacturing offense. The penalty would apply to any substance that contained any quantity of methamphetamine, including its salts, stereoisomers, and salts of stereoisomers. (Under the Code, a person who manufactures, creates, or delivers methamphetamine, or possesses methamphetamine with intent to manufacture, create, or deliver a controlled substance, is guilty of a felony punishable by up to 20 years' imprisonment and/or a maximum fine of \$25,000.)

The Code defines "school property" as a building, playing field, or property used for school purposes to impart instruction to children in kindergarten through 12th grade, when provided by a public, private, denominational, or parochial school, except those buildings used primarily for adult education or college extension courses. "Library" means a library that is established by the State; a county, city, township, village, school district, or other local unit of government or authority or combination of local units and authorities; a community college district; a college or university; or any private library open to the public.

MCL 333.7410

Legislative Analyst: Patrick Affholter

FISCAL IMPACT

The bill could result in an increase in costs for State and local government. For any new felony convictions, in the short term, the marginal cost to State government would be approximately \$4,100 per additional prisoner per year. Over the long term, the marginal cost to State government would be approximately \$31,100 per additional prisoner per year. With any increase in the number of felony cases, costs to local courts and law enforcement could increase. Additionally, any increase in collected fine revenue would be dedicated to public libraries.

Fiscal Analyst: John Maxwell

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This analysis was prepared by nonpartisan Senate staff for use by the Senate in its deliberations and does not constitute an official statement of legislative intent.