



Senate Fiscal Agency  
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BILL ANALYSIS

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House Bill 5067 (Substitute S-1 as reported)  
Sponsor: Representative Rick Jones  
House Committee: Regulatory Reform  
Senate Committee: Economic Development, Small Business and Regulatory Reform

### **CONTENT**

The bill would amend the Michigan Liquor Control Code to prohibit a person from using or offering for use, possessing, selling, or offering for sale an alcohol vapor device. A person who did so would be guilty of a misdemeanor punishable in the manner provided for in the Code.

“Alcohol vapor device” would mean any device that provides for the use of air or oxygen bubbled through alcoholic liquor to produce a vapor or mist that allows the user to inhale the alcoholic vapor through the mouth or nose.

The Liquor Control Commission could jointly promulgate rules with the Department of Community Health to allow for the sale or use of an alcohol vapor device for research purposes.

MCL 436.1105 et al.

Legislative Analyst: J.P. Finet

### **FISCAL IMPACT**

The bill would have an indeterminate fiscal impact on State and local government. There are no data to indicate how many offenders would be convicted of using, possessing, selling, or offering for sale or use an alcohol vapor device. An offender convicted of the misdemeanor who is a licensee under the Michigan Liquor Control Code would be fined up to \$500 and/or imprisoned for not more than six months. An offender convicted of the misdemeanor who is not a licensee would be fined up to \$500 and/or imprisoned for not more than 90 days. Local governments would incur the costs of incarceration in local facilities, which vary by county. Public libraries would benefit from any additional penal fine revenue raised.

The bill would have no fiscal impact on the Liquor Control Commission.

Date Completed: 11-14-05

Fiscal Analyst: Lindsay Hollander  
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