

SENATE BILL No. 1212

April 19, 2006, Introduced by Senators PATTERSON, GARCIA, HAMMERSTROM, BARCIA, TOY and GOSCHKA and referred to the Committee on Judiciary.

A bill to amend 1931 PA 328, entitled
"The Michigan penal code,"
(MCL 750.1 to 750.568) by adding section 357c.

THE PEOPLE OF THE STATE OF MICHIGAN ENACT:

1 SEC. 357C. (1) A PERSON WHO IS AN EMPLOYEE OF AN INDIVIDUAL
2 LICENSED UNDER ARTICLE 15 OF THE PUBLIC HEALTH CODE, 1978 PA 368,
3 MCL 333.16101 TO 333.18838, OR A FACILITY LICENSED UNDER ARTICLE 17
4 OF THE PUBLIC HEALTH CODE, 1978 PA 368, MCL 333.20101 TO 333.22260,
5 SHALL NOT STEAL A PRESCRIPTION DRUG FROM THAT INDIVIDUAL OR
6 FACILITY AND SELL THAT PRESCRIPTION DRUG TO ANOTHER PERSON. A
7 PERSON WHO VIOLATES THIS SECTION IS GUILTY OF A FELONY PUNISHABLE
8 BY IMPRISONMENT FOR NOT MORE THAN 2 YEARS OR A FINE OF NOT MORE
9 THAN \$5,000.00, OR BOTH. AS USED IN THIS SECTION, "PRESCRIPTION

1 DRUG" MEANS THAT TERM AS DEFINED IN SECTION 17708 OF THE PUBLIC
2 HEALTH CODE, 1978 PA 368, MCL 333.17708.

3 (2) THIS SECTION DOES NOT PROHIBIT A PERSON FROM BEING CHARGED
4 WITH, CONVICTED OF, OR PUNISHED FOR ANY OTHER VIOLATION OF LAW THAT
5 IS COMMITTED BY THAT PERSON WHILE VIOLATING THIS SECTION.

6 Enacting section 1. This amendatory act takes effect October
7 1, 2006.