

SENATE BILL No. 771

February 9, 2016, Introduced by Senators O'BRIEN, NOFS and SCHUITMAKER and referred to the Committee on Health Policy.

A bill to amend 1978 PA 368, entitled
"Public health code,"
by amending section 7406 (MCL 333.7406).

THE PEOPLE OF THE STATE OF MICHIGAN ENACT:

1 Sec. 7406. A person who violates section 7405 may be ~~punished~~
2 ~~by~~ **ORDERED TO PAY** a civil fine of not more than \$25,000.00 in a
3 proceeding in the circuit court. However, if the violation is
4 prosecuted by a criminal indictment alleging that the violation was
5 committed knowingly or intentionally, and the trier of the fact
6 specifically finds that the violation was committed knowingly or
7 intentionally, the person is guilty of a ~~misdemeanor~~, **FELONY**
8 punishable by imprisonment for not more than ~~2~~ **15** years ~~,~~ or a fine
9 of not more than \$25,000.00, or both.

10 Enacting section 1. This amendatory act takes effect 90 days
11 after the date it is enacted into law.