

# SENATE BILL NO. 58

February 07, 2023, Introduced by Senators BELLINO, CHANG, CHERRY, WOJNO, POLEHANKI, KLINEFELT, SANTANA and BAYER and referred to the Committee on Health Policy.

A bill to amend 1978 PA 368, entitled  
"Public health code,"  
by amending section 7455 (MCL 333.7455), as added by 1988 PA 139.

**THE PEOPLE OF THE STATE OF MICHIGAN ENACT:**

1           Sec. 7455. (1) ~~A~~**Except as provided in subsection (2), a**  
2 person who violates section 7453 is guilty of a misdemeanor,  
3 punishable by imprisonment for not more than 90 days, or a fine of  
4 not more than \$5,000.00, or both.  
5           (2) A person 18 years of age or older who violates section  
6 7453 by selling or offering to sell **an object specifically designed**

1 **for inhaling nitrous oxide for recreational purposes or** drug  
2 paraphernalia to a person less than 18 years of age is guilty of a  
3 misdemeanor, punishable by imprisonment for not more than 1 year,  
4 or a fine of not more than \$7,500.00, or both.

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

7 Enacting section 2. This amendatory act does not take effect  
8 unless Senate Bill No. 57 of the 102nd Legislature is enacted into  
9 law.