

HOUSE BILL No. 4641

April 13, 1989, Introduced by Reps. Bennane, Leland, DeMars, Pitoniak, Runco and Martin and referred to the Committee on Judiciary.

A bill to amend Act No. 328 of the Public Acts of 1931, entitled

"The Michigan penal code,"

as amended, being sections 750.1 to 750.568 of the Michigan Compiled Laws, by adding section 493f.

THE PEOPLE OF THE STATE OF MICHIGAN ENACT:

1 Section 1. Act No. 328 of the Public Acts of 1931, as
2 amended, being sections 750.1 to 750.568 of the Michigan Compiled
3 Laws, is amended by adding section 493f to read as follows:

4 SEC. 493F. (1) A LESSOR OF RENTAL PROPERTY WHO KNOWINGLY
5 ALLOWS THE MANUFACTURE, DELIVERY, OR POSSESSION OF CONTROLLED
6 SUBSTANCES, AS DESCRIBED IN SUBSECTION (2), TO BE CONDUCTED BY
7 ANOTHER PERSON ON OR IN THE RENTAL PROPERTY IS GUILTY OF A
8 MISDEMEANOR, PUNISHABLE BY IMPRISONMENT FOR NOT MORE THAN 180
9 DAYS OR A FINE OF NOT MORE THAN \$5,000.00, OR BOTH.

1 (2) SUBSECTION (1) APPLIES TO THE FOLLOWING PROHIBITED
2 ACTS:

3 (A) A VIOLATION DESCRIBED IN SECTION 7401(2)(A)(i), (ii), OR
4 (iii) OF THE PUBLIC HEALTH CODE, ACT NO. 368 OF THE PUBLIC ACTS
5 OF 1978, BEING SECTION 333.7401 OF THE MICHIGAN COMPILED LAWS.

6 (B) A VIOLATION DESCRIBED IN SECTION 7403(2)(A)(i), (ii), OR
7 (iii) OF ACT NO. 368 OF THE PUBLIC ACTS OF 1978, BEING SECTION
8 333.7403 OF THE MICHIGAN COMPILED LAWS.

9 (3) AS USED IN THIS SECTION:

10 (A) "LESSOR" MEANS A PERSON WHO OWNS RENTAL PROPERTY AND
11 ALLOWS THE RENTAL PROPERTY TO BE OCCUPIED BY ANOTHER FOR AN
12 AGREED UPON CONSIDERATION.

13 (B) "RENTAL PROPERTY" MEANS A STRUCTURE OR PART OF A STRUC-
14 TURE INTENDED FOR RESIDENTIAL OR COMMERCIAL USE, AND INCLUDES
15 APPURTENANT GROUNDS THAT ARE INTENDED FOR USE BY THE OCCUPANT.