

# HOUSE BILL No. 5863

June 6, 1990, Introduced by Reps. Hunter, DeMars, Varga, Saunders, Owen, Wallace, Joe Young, Sr., Harrison, Kilpatrick and Murphy and referred to the Committee on Public Health.

A bill to prescribe certain standards for cigarettes and little cigars; to provide for certain powers for certain state agencies and departments; and to provide for penalties.

## THE PEOPLE OF THE STATE OF MICHIGAN ENACT:

1       Sec. 1. As used in this act:

2       (a) "Cigarette" means a roll used for smoking made wholly or  
3 partially of tobacco, regardless of the tobacco being flavored,  
4 adulterated, or mixed with any other ingredient, with a wrapper  
5 or cover made of paper or any other material not including  
6 tobacco.

7       (b) "Little cigar" means a roll of tobacco used for smoking  
8 that is wrapped in leaf tobacco or a substance containing tobacco  
9 that has a weight of not more than 3 pounds for 1,000 units.

10       Sec. 3. Not later than 12 months after the promulgation of  
11 rules by the state fire marshal and the department of state

1 police under section 5, a person shall not sell, use, or  
2 distribute cigarettes or little cigars in this state which are  
3 not in compliance with those rules.

4       Sec. 5. (1) The state fire marshal and the department of  
5 state police shall promulgate rules under the administrative pro-  
6 cedures act of 1969, Act No. 306 of the Public Acts of 1969,  
7 being sections 24.201 to 24.328 of the Michigan Compiled Laws,  
8 setting standards to ensure that cigarettes and little cigars  
9 stop burning within a specified period of time if not smoked  
10 during that time period.

11       (2) Not later than 12 months after the effective date of  
12 this act, the state fire marshal and the department of state  
13 police shall submit for public hearing rules implementing this  
14 act.

15       Sec. 7. A person who violates section 3 is guilty of a mis-  
16 demeanor punishable by imprisonment for not more than 90 days, a  
17 fine of not more than \$100.00, or both.