

SENATE BILL No. 350

April 20, 1989, Introduced by Senators FAUST, SCHWARZ,
O'BRIEN, WELBORN and N. SMITH and referred to the
Committee on Health Policy.

A bill to require athletic service providers to post certain
notices; to prescribe the powers and duties of certain state
departments and agencies; and to prescribe penalties.

THE PEOPLE OF THE STATE OF MICHIGAN ENACT:

1 Sec. 1. As used in this act:

2 (a) "Athletic services provider" means a person who owns or
3 operates an educational athletic facility, a recreational ath-
4 letic facility, or a sports facility.

5 (b) "Department" means the department of public health of
6 this state.

7 (c) "Educational athletic facility" means a facility, other
8 than a sports facility, that is owned or operated by an educa-
9 tional institution and that is used or intended to be used for 1
10 or more of the following:

1 (i) Maintaining or enhancing the aerobic condition or
2 physical strength of 1 or more individuals.

3 (ii) Athletic competition between 2 or more individuals.

4 (d) "Educational institution" means a public or private sec-
5 ondary school, trade school, vocational school, community or
6 junior college, college, or university.

7 (e) "Facility" means a building, structure, room, place, or
8 area.

9 (f) "Recreational athletic facility" means a facility other
10 than an educational athletic facility or sports facility that is
11 used or intended to be used for 1 or more of the following:

12 (i) Maintaining or enhancing the aerobic condition or physi-
13 cal strength of 1 or more individuals, if a fee or other consid-
14 eration is directly or indirectly charged to that individual for
15 use of that facility.

16 (ii) Athletic competition between 2 or more individuals, if
17 a fee or other consideration is directly or indirectly charged to
18 those individuals for use of that facility.

19 (g) "Sports facility" means a facility used or intended to
20 be used for the public display of athletic competitions.

21 Sec. 2. (1) An athletic services provider shall place the
22 following notice in a form prescribed by the department in each
23 educational athletic facility, recreational athletic facility,
24 and sports facility owned or operated by that athletic services
25 provider:

1 WARNING: Michigan law provides that it is illegal to
2 participate in the unlawful sale, use, possession, or exchange of
3 anabolic steroids, testosterone, or human growth hormone.

4 MAXIMUM PENALTIES UNDER MICHIGAN LAW:

5 Manufacture or delivery:

6 Felony - imprisonment for 7 years, \$5,000.00 fine, or both.

7 Possession:

8 Felony - imprisonment for 2 years, \$2,000.00 fine, or both.

9 Possession on school property by person 18 years of age or
10 older:

11 Felony - imprisonment for 4 years, \$4,000.00 fine, or both.

12 Use:

13 Misdemeanor - imprisonment for 1 year, \$1,000.00 fine, or
14 both.

15 Distribution or delivery by an adult to a minor 3 or more years
16 younger than the adult:

17 Felony - imprisonment for 14 years, \$5,000.00 fine, or
18 both.

19 POTENTIAL SIDE EFFECTS FROM USE:

20 Atrophy of the testicles	Enlarged breasts
21 Sterility	Impotence
22 Acne	Hair loss
23 Stroke	Kidney damage
24 Psychosis	Cardiovascular disease
25 Addiction	High blood pressure

1	Withdrawal	High blood cholesterol
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2 Heart attack Stunted bone growth

3 (2) An athletic services provider shall conspicuously place
4 the notice required under subsection (1) in the following
5 locations:

6 (a) If the facility is an educational athletic facility or a
7 sports facility, in each locker room of that facility.

8 (b) If the facility is a recreational athletic facility,
9 near each entrance and in each locker room of that facility.

10 Sec. 3. (1) Except as provided in subsection (2), a person
11 who violates this act is responsible for a civil violation, and
12 shall be fined not more than \$50.00.

(2) A person who violates this act after he or she is notified of the violation in writing by the department of public health is responsible for a civil violation, and shall be fined not more than \$50.00 for each day that the violation continues after the notice is issued.

18 Sec. 4. The department may promulgate rules under the
19 administrative procedures act of 1969, Act No. 306 of the Public
20 Acts of 1969, being sections 24.201 to 24.328 of the Michigan
21 Compiled Laws, to implement and enforce this act.