

# SENATE BILL No. 85

January 27, 2009, Introduced by Senator WHITMER and referred to the Committee on Commerce and Tourism.

A bill to amend 1941 PA 207, entitled  
"Fire prevention code,"  
(MCL 29.1 to 29.33) by adding section 3f.

THE PEOPLE OF THE STATE OF MICHIGAN ENACT:

1           SEC. 3F. (1) THE STATE FIRE MARSHAL MAY DISAPPROVE THE  
2 UNRESTRICTED SALE OF ANY NOVELTY LIGHTER IF THE STATE FIRE MARSHAL  
3 DETERMINES THAT THE DEVICE DIRECTLY OR INDIRECTLY MAY CAUSE HARM TO  
4 THE PUBLIC HEALTH, SAFETY, OR WELFARE.

5           (2) THE STATE FIRE MARSHAL MAY, AS PROVIDED IN SECTION 2A,  
6 PROMULGATE RULES TO SET STANDARDS FOR MAKING THE DETERMINATION  
7 DESCRIBED IN SUBSECTION (1) AND MAY APPOINT AN AD HOC COMMITTEE TO  
8 MAKE RECOMMENDATIONS REGARDING THE CONTENT OF THE RULES.

9           (3) AS USED IN THIS SECTION, "NOVELTY LIGHTER" MEANS A DEVICE  
10 CAPABLE OF IGNITING CIGARETTES OR CIGARS THAT THE STATE FIRE

- 1 MARSHAL DETERMINES TO HAVE THE APPEARANCE OF A TOY, COLLECTIBLE, OR
- 2 OTHER OBJECT NOT GENERALLY USED AS AN IGNITION DEVICE.