

Legislative Update February 2020. This document contains a brief summary and status of bills in House and Senate that pertain to the work of substance abuse prevention in Michigan.

BILLS PERTAINING TO TOBACCO/E-CIGARETTES				
Priority	BILL #	SUMMARY	SPONSOR(s)	STATUS/ACTION DATE
	HB 5370	This bill amends 1978 PA 368, "The public health code" by prohibiting smoking in buildings used for senior housing.	Abdullah Hammoud (D)	Introduced and referred to Committee on Regulatory Reform on 1/21/2020.
	SB 0781	This bill amends 1993 PA 327, entitled "Tobacco products tax act" to include e-cigarettes and "consumable products" which includes liquid nicotine products as eligible for the tobacco excise act. Tie bar with: SB 0783'19, SB 0782'19, SB 0784'19	Jim Ananich (D)	Introduced and referred to Committee on Regulatory Reform on 2/5/2020.
	SB 0782	This bill amends 1915 PA 31, "The Youth Tobacco Act " and would require that anyone selling e-cigarettes or related products (vapor products) such as e-juices need to apply for and be licensed. Tie bar with: SB 0783'19, SB 0781'19, SB 0784'19	Marshall Bullock (D)	Introduced and referred to Committee on Regulatory Reform on 2/5/2020.
	SB 0783	This bill amends 1915 PA 31, "The Youth Tobacco Act " and prohibits retailers from advertising in any way that may appeal to or attract minors to use e-cigarettes. Tie bar with: SB 0782'19, SB 0781'19, SB 0784'19	Jim Runestad (R)	Introduced and referred to Committee on Regulatory Reform on 2/5/2020.
	SB 0784	This bill amends 1915 PA 31, "The Youth Tobacco Act " changes and would require that retailers verify that buyers are 21 or older. Tie bar with: SB 0782'19, SB 0781'19, SB 0783'19	Lana Theis (R)	Introduced and referred to Committee on Regulatory Reform on 2/5/2020.
	SB 0786	This bill amends 1971 PA 79, The Age of majority act of 1971 and changes the age for legal purchase, possession, and use of tobacco and e-cigarette products to 21.	Paul Wojno (D)	Introduced and referred to Committee on Regulatory Reform on 2/5/2020.

BILLS PERTAINING TO PRESCRIPTION MEDICATIONS AND MONITORING/HEROIN/OPIOIDS				
Priority	BILL #	SUMMARY	SPONSOR(s)	STATUS/ACTION DATE

BILLS PERTAINING TO MARIHUANA

Priority	BILL #	SUMMARY	SPONSOR	ACTION DATE
	HB 5547	This bill amends 2016 PA 281, entitled "Medical marihuana facilities licensing act," and increases the number of marihuana plants a licensee may grow based on license type.	Graham Filler (R)	Introduced and referred to Committee on Government Operations on 2/25/20.
	HB 5549	This bill amends 2018 IL 1, entitled "Michigan regulation and taxation of marihuana act" and designates that a person engaging in an activity requiring a state license without having a state license is responsible for a civil infraction and will be punished by a fine of \$10,000 for each day that the violation continues.	Graham Filler (R)	Introduced and referred to Committee on Government Operations on 2/25/20.
	HB 5571	This bill amends 2000 PA 92, entitled "Food law" and allows for a person licensed under MRTMA or MMFLA to possibly apply and qualify for a food establishment license as long as smoking marihuana on the dually licensed premises is prohibited.	Julie Calley (R)	Introduced and referred to Committee on Government Operations on 2/27/20.
	HB 5621	This bill amends 2018 IL 1, entitled "Michigan regulation and taxation of marihuana act" and prohibits the sale of marihuana to an individual who is younger than 21 years of age or visibly intoxicated; prohibit, and create cause of action for harm that the individual causes.	Jim Lilley (R)	Introduced and referred to Committee on Government Operations on 3/12/20.
	HB 5622	This bill amends 2016 PA 281, entitled "Medical marihuana facilities licensing act," and prohibits sale of marihuana to a registered qualifying patient who is visibly intoxicated.	Yousef Rabhi (D)	Introduced on 3/12/20.
	HB 4126	This bill amends 2018 IL 1, entitled "Michigan regulation and taxation of marihuana act by requiring that all marihuana products sold in marihuana retailers and microbusinesses contain a label with the following, "Warning: Use by pregnant or breastfeeding women, or by women planning to become pregnant, may result in fetal injury, pre-term birth, low birth weight, or developmental problems for the child." It also requires the presence of information pamphlets to be provided to every customer at the time of sale with safety information related to marihuana use by minors and the Poison Control Hotline number, 1-800-222-1222.	Thomas Albert (R)	Introduced on 2/5/19. Approved by Governor Whitmer and signed into law on 2/20/20.
	HB 4127	This bill amends 2016 PA 281, entitled "Medical marihuana facilities licensing act," by requiring that all marihuana sold through provisioning centers contain a label with the following, "Warning: Use by pregnant or breastfeeding women, or by women planning to become pregnant, may result in fetal injury, pre-term birth, low birth weight, or developmental problems for the child." It also requires the presence of information pamphlets to be provided to every customer at the time of sale with safety information related to marihuana use by minors and the Poison Control Hotline number, 1-800-222-1222.	Daire Rendon(R)	Introduced on 2/5/19. Approved by Governor Whitmer and signed into law on 2/20/20.

BILLS PERTAINING TO METHAMPHETAMINE/PRE-CURSORS

Priority	BILL #	SUMMARY	SPONSOR(s)	STATUS/ACTION DATE

BILLS PERTAINING TO ALCOHOL/UNDERAGE DRINKING

Priority	BILL #	SUMMARY	SPONSOR(s)	STATUS/ACTION DATE
	HB 5544	This bill amends 1998 PA 58, "Michigan liquor control code of 1998" and allows on-premise retailers to have self-serve beer and wine dispensing machines.	Rodney Wakeman (R)	Introduced and referred to Committee on Regulatory Reform on 2/25/2020.
	HB 5342	This bill amends 1998 PA 58, "Michigan liquor control code of 1998" and clarifies electronic advertising guidelines.	Pauline Wendzel (R)	Introduced and referred to Committee on Regulatory Reform on 1/16/2020.
	HB 5343	This bill amends 1998 PA 58, "Michigan liquor control code of 1998" and allows for microbrewers to deliver beer to retailers if certain conditions are met.	Pauline Wendzel (R)	Introduced and referred to Committee on Regulatory Reform on 1/16/2020.
	HB 5347	This bill amends 1998 PA 58, "Michigan liquor control code of 1998" and establishes new guidelines for organizations applying for licenses to conduct a beer festival. Two or more day festivals will be considered one event. Samples meant to showcase beer may be given for free.	Alex Garza (D)	Introduced and referred to Committee on Regulatory Reform on 1/16/2020.
	SB 0711	This bill amends 1998 PA 58, "Michigan liquor control code of 1998" and allows for issuance of a limited production manufacturer license and determines initial and renewal license fees.	Jon Bumstead (R)	Introduced and referred to Committee on Regulatory Reform on 1/9/2020 and referred to Committee of the Whole on 1/22/2019.
	HB 5410	This bill amends 1998 PA 58, "Michigan liquor control code of 1998" and would eliminate state minimum pricing on spirits.	Steven Johnson (R)	Introduced and referred to Committee on Regulatory Reform on 1/23/2020.
	HB 5428	This bill amends 1998 PA 58, "Michigan liquor control code of 1998" and states that the liquor control commission shall not consider qualified violations if they happened at least seven years ago when considering issuing, denying, suspending or revoking liquor licenses.	Matt Hall (R)	Introduced and referred to Committee on Regulatory Reform on 1/30/2020.

BILLS PERTAINING TO SUD FUNDING/MISC

Priority	BILL #	SUMMARY	SPONSOR(s)	STATUS/ACTION DATE

*The Michigan Licensing and Regulatory Affairs posted an advisory bulletin on May 11th, 2018 to clarify that CBD oil is categorized as marihuana and falls under the Michigan Medical Marihuana Act/Medical Marihuana Facilities Licensing Act.

MISCELLANEOUS BILLS

Priority	BILL #	SUMMARY	SPONSOR(s)	STATUS/ACTION DATE
	HB 5477	This bill amends 1978 PA 368, "The public health code" and provides for a diversion program including screening, assessment, and substance use disorder services for consenting individuals found guilty/pleading guilty to illegal possession or use of controlled substances.	Joseph Bellino (R)	Introduced and referred to Committee on Judiciary on 2/11/2020.

FEDERAL BILLS

Priority	BILL #	SUMMARY	SPONSOR	
	S. 2074	The Mainstreaming Addiction Treatment Act is a bipartisan bill that would allow doctors and physicians to prescribe buprenorphine for addiction without the DEA waiver, as is currently allowed for pain relief.	Sen. Maggie Hassan (D-NH)	Introduced on July 10, 2019.

	S. 2032	This bill would expand research on the cannabidiol and marihuana including for development of FDA-approved drugs using cannabidiol and marihuana.	Dianne Feinstein Sponsor. Senior Senator for California Democrat. Cramer, Kevin [R-ND]; Durbin, Richard [D-IL]; Ernst, Joni [R-IA]; Grassley, Charles “Chuck” [R-IA]; Kaine, Timothy “Tim” [D-VA]; Klobuchar, Amy [D-MN]; Schatz, Brian [D-HI]; Tillis, Thom [R-NC]; Alexander, Lamar [R-TN]	Introduced on Jun 27, 2019
	H.R. 2698	To provide grants to State, local, territorial, and tribal law enforcement agencies to obtain behavioral health crisis response training for law enforcement officers.	Kendra Horn Sponsor. Representative for Oklahoma’s 5th congressional district. Democrat.	Introduced on May 14, 2019
	S. 1365	A bill to provide emergency assistance to States, territories, Tribal nations, and local areas affected by the opioid epidemic and to make financial assistance available to States, territories, Tribal nations, local areas, and public or private nonprofit entities to provide for the development, organization, coordination, and operation of more effective and cost efficient systems for the delivery of essential services to individuals with substance use disorder and their families.	Elizabeth Warren Sponsor. Senior Senator for Massachusetts. Democrat.	Introduced on May 8, 2019
	S. 1258	The Tobacco to 21 Act would set a national minimum tobacco purchasing age of 21. This would apply to all tobacco products, including vaping and e-cigarettes.	Brian Schatz Sponsor. Senior Senator for Hawaii Democrat.	Introduced on Apr 30, 2019

Not ranked	S. 3032	The “Strengthening the Tenth Amendment Through Entrusting States (STATES) Act” amends the “Controlled Substances Act” to allow states to create their own laws and regulations concerning marihuana and redefines marihuana to exclude industrial hemp. This bill states that marijuana operations must employ people 18 and older, cannot endanger human life, cannot be sold/distributed at rest areas/truck stops. Under this bill, Marijuana cannot be sold to persons under the age of 21, except for medical reasons.	Elizabeth Warren (D) Cory Gardner (R) Paul Rand (R) Catherine Cortez Masto (D) Lisa Murkowski (R) Cory Booker (D) Dan Sullivan (R) Michael Bennet (D)	4/4/2019 - reintroduced in the 116th Congress in both the House and the Senate 6/7/18 – Introduced and referred to the Committee on the Judiciary Bill: https://www.congress.gov/bill/115th-congress/senate-bill/3032?q=%7B%22search%22%3A%5B%22Strengthening+the+5+Tenth+Amendment+Through+Entrusting+States+Act%5C%22%5C%22%22%5D%7D&r=1 One Page Explanation: https://www.warren.senate.gov/imo/media/doc/STATES%20Act%20One%20Pager.pdf
	H.R. 1587	The Marijuana Data Collection Act would direct the Secretary of Health and Human Services to enter into a 10-year arrangement with the National Academy of Sciences to conduct and update biennially a study on the effects of State legalized marijuana programs, and for other purposes.	Tulsi Gabbard Sponsor. Representative for Hawaii's 2nd congressional district. Democrat.	Introduced on Mar 7, 2019
	H.R. 1109	This bill would amend the Public Health Service Act to revise and extend projects relating to children and to provide access to school-based comprehensive mental health programs.	Grace Napolitano Sponsor. Representative for California's 32nd congressional district. Democrat.	Introduced on Feb 8, 2019
	H.R. 712	To direct the Secretary of Veterans Affairs to carry out a clinical trial of the effects of cannabis on certain health outcomes of adults with chronic pain and post-traumatic stress disorder, and for other purposes.	Luis Correa Sponsor. Representative for California's 46th congressional district. Democrat.	Introduced on Jan 23, 2019

International:

Canadian congress passed the 'Cannabis Act' on Tuesday, June 19th, 2018. This bill allows for the carry, use, growth, and preparation/consumption of marijuana for personal use. The commercial sale of marijuana will come from province, territory, or federally licensed producers, and cannot be sold in the same location as tobacco or alcohol. Minimum age of consumption has been set at 18 years. Canada has also created changes to their driving while impaired laws to address marijuana legalization.

Additional Information:

Congress negotiated a deal that would raise discretionary spending caps by upwards of \$300 billion over two years. Included in this deal is increased funding for non defense discretionary priorities. **This bipartisan budget agreement dedicates funding to address the opioid and mental health crisis by \$6 billion dollars over the next two years.** \$3 billion for FY18 and \$3 billion for FY19 is appropriated to combat the substance abuse epidemic, including enhanced state grants (with additional assistance for those states with the highest mortality rates and tribes), public prevention programs, and law enforcement activities related to substance abuse and mental health programs to address the opioid epidemic. Additionally, the National Institutes of Health (NIH) was appropriated \$1 billion for FY18 and \$1 billion for FY19 to support additional scientific research.