

SENATE BILL No. 291

April 12, 1989, Introduced by Senator MACK and referred
to the Committee on Appropriations.

A bill to amend sections 19, 24, and 26b of Act No. 8 of the
Public Acts of the Extra Session of 1933, entitled as amended
"The Michigan liquor control act,"
section 19 as amended by Act No. 192 of the Public Acts of 1986
and section 24 as amended by Act No. 153 of the Public Acts of
1981, being sections 436.19, 436.24, and 436.26b of the Michigan
Compiled Laws; and to add section 2aa.

THE PEOPLE OF THE STATE OF MICHIGAN ENACT:

1 Section 1. Sections 19, 24, and 26b of Act No. 8 of the
2 Public Acts of the Extra Session of 1933, section 19 as amended
3 by Act No. 192 of the Public Acts of 1986 and section 24 as
4 amended by Act No. 153 of the Public Acts of 1981, being sections
5 436.19, 436.24, and 436.26b of the Michigan Compiled Laws, are
6 amended and section 2aa is added to read as follows:

1 SEC. 2AA. "CASINO HOTEL" MEANS A HOTEL TOGETHER WITH A
2 CASINO LOCATED IN A HOTEL OR APPURTENANT TO A HOTEL THAT IS
3 LOCATED WITHIN A TOURISM ENTERPRISE ZONE AND IS ESTABLISHED UNDER
4 THE TOURISM AND ECONOMIC DEVELOPMENT GAMING ACT.

5 Sec. 19. (1) The following license fees shall be paid at
6 the time of filing applications or as otherwise provided in this
7 act:

8 (a) Manufacturers of spirits, but not including makers,
9 blenders, and rectifiers of wines containing 21% of alcohol or
10 less by volume, \$10,000.00.

11 (b) Manufacturers of beer, \$50.00 per 1,000 barrels, or
12 fraction of a barrel, production annually with a maximum fee of
13 \$1,000.00, and in addition \$50.00 for each motor vehicle used in
14 delivery to retail licensees. A fee increase shall not apply to
15 a manufacturer of less than 15,000 barrels production per year.

16 (c) Outstate seller of beer, delivering or selling beer in
17 this state, \$1,000.00.

18 (d) Wine makers, blenders, and rectifiers of wine, including
19 makers, blenders, and rectifiers of wines containing 21% or less
20 alcohol by volume, \$100.00. The small wine maker license fee
21 shall be \$25.00.

22 (e) Outstate seller of wine, delivering or selling wine in
23 this state, \$300.00.

24 (f) Dining cars or other railroad or pullman cars selling
25 alcoholic liquor, \$100.00 per train.

26 (g) Wholesale vendors other than manufacturers of beer,
27 \$300.00 for the first motor vehicle used in delivery to retail

1 licensees and \$50.00 for each additional motor vehicle used in
2 delivery to retail licensees.

3 (h) Watercraft, licensed to carry passengers, selling alco-
4 holic liquor, a minimum fee of \$100.00 and a maximum fee of
5 \$500.00 per year computed on the basis of \$1.00 per person per
6 passenger capacity.

7 (i) Specially designated merchants, for selling beer or wine
8 for consumption off the premises only, but not at wholesale,
9 \$100.00 for each location regardless of the fact that the loca-
10 tion may be a part of a system or chain of merchandising.

11 (j) Specially designated distributors licensed by the com-
12 mission to distribute alcoholic liquor other than wine and beer
13 in the original package for the commission for consumption off
14 the premises, \$150.00 per year; and \$3.00 additional fee for each
15 \$1,000.00 or major fraction of that amount in excess of
16 \$25,000.00 of the total retail value of merchandise purchased
17 under each license from the liquor control commission during the
18 previous calendar year.

19 (k) Hotels of class A selling beer and wine, a minimum fee
20 of \$250.00 and for all bedrooms in excess of 20, \$1.00 for each
21 additional bedroom, but not to exceed \$500.00.

22 (l) Hotels of class B selling beer, wine, and spirits, a
23 minimum fee of \$600.00 and for all bedrooms in excess of 20,
24 \$3.00 for each additional bedroom. If a hotel of class B sells
25 beer, wine, and spirits in more than 1 public bar, the fee shall
26 entitle the hotel to sell in only 1 public bar, other than a
27 bedroom, and a license shall be secured for each additional

1 public bar, other than a bedroom, the fee for which shall be
2 \$350.00.

3 (m) Taverns, selling beer and wine, \$250.00.

4 (n) Class C license selling beer, wine, and spirits,
5 \$600.00. If a class C licensee sells beer, wine, and spirits in
6 more than 1 bar, a fee of \$350.00 shall be paid for each addi-
7 tional bar. In municipally owned or supported facilities in
8 which nonprofit organizations operate concession stands, a fee of
9 \$100.00 shall be paid for each additional bar.

10 (o) Clubs selling beer, wine, and spirits, \$300.00 for clubs
11 having 150 or less duly accredited members and \$1.00 for each
12 additional member. The membership list for the purpose only of
13 determining the license fees to be paid under this section shall
14 be the accredited list of members as determined by a sworn affi-
15 davit 30 days before the closing of the license year. This sec-
16 tion shall not prevent the commission from checking a membership
17 list and making its own determination from the list or
18 otherwise. The list of members and additional members shall not
19 be required of a club paying the maximum fee. The maximum fee
20 shall not exceed \$750.00 for any 1 club.

21 (p) Warehouses, to be fixed by the commission with a minimum
22 fee for each warehouse of \$50.00.

23 (q) Special licenses, a fee of \$50.00 per day, except that
24 the fee for that license or permit issued to any bona fide non-
25 profit association, duly organized and in continuous existence
26 for 1 year before the filing of its application, shall be
27 \$25.00. Not more than 5 special licenses may be granted to any

1 organization, including an auxiliary of the organization, in a
2 calendar year.

3 (r) Airlines licensed to carry passengers in this state,
4 which sell, offer for sale, provide, or transport alcoholic
5 liquor, \$600.00.

6 (s) Brandy manufacturer, \$100.00.

7 (T) CASINO HOTEL, \$1,000.00.

8 (2) The fees provided in this act for the various types of
9 licenses shall not be prorated for a portion of the effective
10 period of the license.

11 Sec. 24. The following classes of vendors may sell alco-
12 holic liquors at retail as provided in this section:

13 (a) Taverns where beer and wine may be sold for consumption
14 on the premises only.

15 (b) Class C license where beer, wine, and spirits may be
16 sold for consumption on the premises.

17 (c) Clubs where beer, wine, and spirits may be sold for con-
18 sumption on the premises only to bona fide members, who have
19 attained the age of 21 years.

20 (d) Hotels of class A where beer and wine may be sold for
21 consumption on the premises and in the rooms of bona fide regis-
22 tered guests.

23 Hotels of class B where beer, wine, and spirits may be sold
24 for consumption on the premises and in the rooms of bona fide
25 registered guests.

26 (e) Specially designated merchants, where beer and wine may
27 be sold for consumption off the premises only.

1 (f) Specially designated distributors where alcoholic
2 liquor, except wine and beer, may be sold for consumption off the
3 premises only.

4 (g) Special licenses where beer and wine or beer, wine, and
5 spirits may be sold for consumption on the premises only.

6 (h) Dining cars or other railroad or pullman cars, water-
7 craft, or aircraft, where alcoholic liquor may be sold for con-
8 sumption on the premises only, subject to rules promulgated by
9 the commission.

10 (I) CASINO HOTEL WHERE ALCOHOLIC LIQUOR MAY BE SOLD ON THE
11 PREMISES FOR CONSUMPTION ON THE PREMISES DURING THE HOURS THE
12 CASINO IS OPEN FOR BUSINESS.

13 Sec. 26b. (1) ~~That alcoholic~~ ALCOHOLIC liquor may be
14 served by any hotel licensed individually under ~~the provisions~~
15 ~~of~~ this act in the room of a bona fide guest ~~thereof.~~ No
16 ~~spirits~~ OF THE HOTEL. SPIRITS shall NOT be consumed in any
17 place licensed under this act to sell beer ~~and/or~~ OR wine and
18 not licensed to sell spirits.

19 (2) A CASINO HOTEL MAY SELL ALCOHOLIC LIQUOR FOR CONSUMPTION
20 ON THE PREMISES ANY TIME THE CASINO IS OPEN FOR BUSINESS. THE
21 COMMISSION SHALL NOT PROMULGATE RULES RESTRICTING THE HOURS FOR
22 CONSUMPTION OF ALCOHOLIC LIQUOR IN A CASINO HOTEL THAT ARE INCON-
23 SISTENT WITH THIS SUBSECTION.

24 Section 2. This amendatory act shall not take effect unless
25 all of the following bills of the 85th Legislature are enacted
26 into law:

1 (a) Senate Bill No. 289.

2

3 (b) Senate Bill No. 290.

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5 (c) Senate Bill No. 292.

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