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SFA**BILL ANALYSIS**

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Senate Bill 636 (as introduced 6-26-97)

Sponsor: Senator John J.H. Schwarz, M.D.

Committee: Economic Development, International Trade and Regulatory Affairs

Date Completed: 10-28-97

CONTENT

The bill would amend the Michigan Liquor Control Act to prohibit a law enforcement officer or public officeholder from obtaining a liquor license, or from having a direct or indirect interest in a liquor license if the person held the office on a full-time basis and the activity regulated by the license would occur in the same local unit of government within which the person was employed. Currently, such a person may not obtain or have an interest in a liquor license, regardless of where the activity occurs or whether the position is full-time. This restriction applies to a person who holds, either by appointment or election, a public office that involves the duty to enforce Federal, State, or local penal laws or ordinances; it does not apply to volunteer police, mayors or city council members, village presidents, mayors for emergency situations, or the State Treasurer when acting as custodian of State retirement systems.

The bill also would delete provisions that prohibit the spouse of a law enforcement officer or public officeholder from obtaining or having an interest in a liquor license.

Under the Act, a nonprofit fraternal organization incorporated under State laws, and whose membership is not totally composed of law enforcement personnel or public officeholders charged with the duty of enforcing any penal laws or ordinances of a governmental body, may be issued a club liquor license if the organization is qualified otherwise. The bill would retain this provision.

MCL 436.18

Legislative Analyst: N. Nagata

FISCAL IMPACT

The bill would have no fiscal impact on State or local government.

Fiscal Analyst: M. Tyszkiewicz

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