

**SUBSTITUTE FOR
SENATE BILL NO. 680**

A bill to amend 1998 PA 58, entitled
"The Michigan liquor control code of 1998,"
(MCL 436.1101 to 436.2303) by adding section 704.

THE PEOPLE OF THE STATE OF MICHIGAN ENACT:

1 SEC. 704. (1) A PERSON SHALL NOT CONSUME OR POSSESS ALCO-
2 HOLIC LIQUOR ON SCHOOL PROPERTY IF BOTH OF THE FOLLOWING CIRCUM-
3 STANCES EXIST:

4 (A) THE SCHOOL DISTRICT HAS ADOPTED A FORMAL POLICY PROHIB-
5 ITING THE CONSUMPTION AND POSSESSION OF ALCOHOLIC LIQUOR ON ALL
6 SCHOOL PROPERTY IN THE SCHOOL DISTRICT.

7 (B) THE SCHOOL DISTRICT HAS POSTED A CONSPICUOUS SIGN AT ALL
8 ENTRANCES TO SCHOOL PROPERTY, INCLUDING EACH PUBLIC ENTRANCE TO A
9 SCHOOL BUILDING, STATING THAT THE CONSUMPTION AND POSSESSION OF
10 ALCOHOLIC LIQUOR ARE PROHIBITED ON THAT SCHOOL PROPERTY.

SB 680, As Passed Senate, April 29, 1998

Senate Bill No. 680

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1 (2) A PERSON WHO CONSUMES OR POSSESSES ALCOHOLIC LIQUOR ON
2 SCHOOL PROPERTY WHEN THE SCHOOL DISTRICT HAS COMPLIED WITH
3 SUBSECTION (1) IS GUILTY OF A MISDEMEANOR PUNISHABLE BY IMPRISON-
4 MENT FOR NOT MORE THAN 93 DAYS OR A FINE OF NOT MORE THAN
5 \$200.00, OR BOTH.

6 (3) THIS SECTION DOES NOT PROHIBIT THE CONSUMPTION OR POS-
7 SESSION OF AN ALCOHOLIC LIQUOR AS PART OF A GENERALLY RECOGNIZED
8 RELIGIOUS SERVICE ON SCHOOL PROPERTY.

9 (4) THIS SECTION DOES NOT PROHIBIT AN INDIVIDUAL FROM BEING
10 CONVICTED OF OR FOUND RESPONSIBLE FOR ANY OTHER VIOLATION OF LAW
11 ARISING OUT OF THE SAME TRANSACTION AS THE VIOLATION OF THIS
12 SECTION.

13 (5) AS USED IN THIS SECTION:

14 (A) "SCHOOL DISTRICT" MEANS A SCHOOL DISTRICT, LOCAL ACT
15 SCHOOL DISTRICT, OR INTERMEDIATE SCHOOL DISTRICT, AS THOSE TERMS
16 ARE DEFINED IN THE REVISED SCHOOL CODE, 1976 PA 451, MCL 380.1 TO
17 380.1852; A PUBLIC SCHOOL ACADEMY ESTABLISHED UNDER PART 6A OF
18 THE REVISED SCHOOL CODE, 1976 PA 451, MCL 380.501 TO 380.507; OR
19 A CONSORTIUM OR COOPERATIVE ARRANGEMENT CONSISTING OF ANY COMBI-
20 NATION OF THESE.

21 (B) "SCHOOL PROPERTY" MEANS A BUILDING, FACILITY, OR STRUC-
22 TURE AND OTHER REAL ESTATE OWNED, LEASED, OR OTHERWISE CONTROLLED
23 BY A SCHOOL DISTRICT. SCHOOL PROPERTY DOES NOT INCLUDE A PRIVATE
24 RESIDENCE.