

SENATE BILL NO. 891

February 18, 1998, Introduced by Senators ROGERS, MC MANUS, EMMONS, NORTH, VAN REGENMORTER, SHUGARS, GAST, HOFFMAN, GEAKE, STILLE, BENNETT, STEIL and BULLARD and referred to the Committee on Economic Development, International Trade and Regulatory Affairs.

A bill to amend 1933 (Ex Sess) PA 8, entitled "The Michigan liquor control act," (MCL 436.1 to 436.58) by adding section 26d.

THE PEOPLE OF THE STATE OF MICHIGAN ENACT:

1 SEC. 26D. (1) AN ON-PREMISES LICENSEE SHALL NOT ALLOW MONO-
2 LOGUES, DIALOGUES, MOTION PICTURES, STILL SLIDES, CLOSED CIRCUIT
3 TELEVISION, CONTESTS, OR OTHER PERFORMANCES FOR PUBLIC VIEWING ON
4 THE LICENSED PREMISES UNLESS THE LICENSEE HAS APPLIED FOR AND
5 BEEN GRANTED AN ENTERTAINMENT PERMIT BY THE COMMISSION.
6 (2) AN ON-PREMISES LICENSEE SHALL NOT ALLOW DANCING BY CUS-
7 TOMERS ON THE LICENSED PREMISES UNLESS THE LICENSEE HAS APPLIED
8 FOR AND BEEN GRANTED A DANCE PERMIT BY THE COMMISSION. ISSUANCE
9 OF A DANCE PERMIT UNDER THIS SUBSECTION DOES NOT ALLOW TOPLESS
10 DANCING ON THE LICENSED PREMISES.

1 (3) AN ON-PREMISES LICENSEE SHALL NOT ALLOW TOPLESS DANCING
2 BY CUSTOMERS OR EMPLOYEES, OR BOTH, ON THE LICENSED PREMISES
3 UNLESS THE LICENSEE HAS APPLIED FOR AND BEEN GRANTED A TOPLESS
4 DANCE PERMIT BY THE COMMISSION. ISSUANCE OF A TOPLESS DANCE
5 PERMIT ALLOWS THOSE ACTIVITIES ALLOWED UNDER A DANCE PERMIT.

6 (4) THE COMMISSION MAY ISSUE TO AN ON-PREMISES LICENSEE A
7 COMBINATION DANCE-ENTERTAINMENT PERMIT OR TOPLESS
8 DANCE-ENTERTAINMENT PERMIT AFTER APPLICATION REQUESTING A PERMIT
9 FOR BOTH TYPES OF ACTIVITIES.

10 (5) AN ON-PREMISES LICENSEE SHALL NOT ALLOW THE ACTIVITIES
11 ALLOWED BY A PERMIT ISSUED UNDER THIS SECTION AT TIMES OTHER THAN
12 THE LEGAL HOURS FOR SALE AND CONSUMPTION OF ALCOHOLIC LIQUOR.

13 (6) BEFORE THE ISSUANCE OF ANY PERMIT UNDER THIS SECTION,
14 THE ON-PREMISES LICENSEE SHALL OBTAIN THE APPROVAL OF ALL OF THE
15 FOLLOWING:

16 (A) THE COMMISSION.

17 (B) EXCEPT IN CITIES WITH A POPULATION OF 1,000,000 OR MORE,
18 THE LOCAL LEGISLATIVE BODY OF THE JURISDICTION WITHIN WHICH THE
19 PREMISES ARE LOCATED.

20 (C) THE CHIEF LAW ENFORCEMENT OFFICER OF THE JURISDICTION
21 WITHIN WHICH THE PREMISES ARE LOCATED.

22 (7) THE FOLLOWING ACTIVITIES ARE ALLOWED WITHOUT THE GRANT-
23 ING OF A PERMIT UNDER THIS SECTION:

24 (A) THE PERFORMANCE OR PLAYING OF AN ORCHESTRA, PIANO OR
25 OTHER TYPES OF MUSICAL INSTRUMENTS, OR SINGING.

26 (B) ANY PUBLICLY BROADCAST TELEVISION TRANSMISSION FROM A
27 FEDERALLY LICENSED STATION.

1 (8) IN THE CASE OF A LICENSEE GRANTED AN ENTERTAINMENT
2 PERMIT UNDER R436.1407 OF THE MICHIGAN ADMINISTRATIVE CODE WHO,
3 AFTER JANUARY 1, 1998, EXTENDED THE ACTIVITIES CONDUCTED UNDER
4 THAT PERMIT TO TOPLESS DANCING, THAT LICENSEE SHALL APPLY TO THE
5 COMMISSION FOR A TOPLESS DANCING PERMIT UNDER THIS SECTION WITHIN
6 60 DAYS AFTER THE EFFECTIVE DATE OF THIS SECTION IN ORDER TO CON-
7 TINUE TOPLESS DANCING ACTIVITY.