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BILL ANALYSIS

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House Bill 5500 (as passed by the House)
Sponsor: Representative Tom Casperson
House Committee: Regulatory Reform
Senate Committee: Economic Development, Small Business and Regulatory Reform

Date Completed: 4-27-04

Under the bill, notwithstanding R 436.1403 of the Michigan Administrative Code, and except as otherwise provided by the Code or rule of the Liquor Control Commission, an on-premises licensee could not sell, give away, or furnish alcoholic liquor between 2 a.m. and 7 a.m. on any day, or between 2 a.m. noon, EST, on Sunday. (Rule 426.1403 regulates the hours and days of operation of on-premises licensees and prohibits the sale of alcohol between 2 a.m. and 7 a.m. on any day or between 2 a.m. and noon on Sunday.) Also, an on-premises liquor license would not be permitted to sell, give away, or furnish alcoholic liquor between 2 a.m. and 12 midnight, EST, on Sundays unless issued a Sunday sales permit by the Commission that allowed the licensee to sell spirits between 12 noon, EST, and 12 midnight, EST.

The bill specifies that, for purposes of R 426.1403, 12 noon on Sunday would be considered 12 noon on Sunday EST, for any licensee located in the Central Time Zone.

The bill states that any reference to the time of day under the Code or a Commission rule would include daylight savings time, when observed.

The bill also would refer to Eastern Standard Time in provisions under which the legislative body of a county, or a county's electors, may permit the sale of alcohol after noon on Sunday in a licensed establishment in which the gross receipts from food and other goods exceed 50% of the total gross receipts, and may permit the sale of alcohol after noon on Sunday for off-premises consumption.

MCL 436.2113

Legislative Analyst: J.P. Finet

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

Fiscal Analyst: Maria Tyszkiewicz

CONTENT

The bill would amend the Michigan Liquor Control Code to provide for Eastern Standard Time (EST) to apply to the hours during which liquor may be sold on Sunday throughout the State.

FISCAL IMPACT

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This analysis was prepared by nonpartisan Senate staff for use by the Senate in its deliberations and does not constitute an official statement of legislative intent.