

SENATE SUBSTITUTE FOR
HOUSE BILL NO. 5732

A bill to amend 1998 PA 58, entitled
"Michigan liquor control code of 1998,"
by amending section 1201 (MCL 436.2201).

THE PEOPLE OF THE STATE OF MICHIGAN ENACT:

1 Sec. 1201. (1) In addition to any ~~and all~~ taxes imposed by
2 law, there is imposed and levied upon and collected a specific tax
3 equal to 4% of the retail selling price of spirits. The **commission**
4 **shall collect the** tax ~~shall be collected by the commission~~ at the
5 time of sale by the commission. ~~In the case of sales to licensees,~~
6 **For a sale to a licensee,** the tax ~~shall~~ **must** be computed on the
7 retail selling price established by the commission **under section**
8 **233** without allowance of discount **under section 233.**

9 (2) Upon collection **of the tax under subsection (1),** the

1 commission shall deposit the entire proceeds in the state treasury.
2 ~~7~~In each fiscal year, \$15,000,000.00 of the proceeds deposited in
3 the state treasury must be allocated to the secondary road patrol
4 and training fund created in section 629e of the Michigan vehicle
5 code, 1949 PA 300, MCL 257.629e, and any remaining proceeds to the
6 credit of the general fund. For the fiscal year ending September
7 30, 2024, and each subsequent fiscal year, the state treasurer
8 shall adjust the dollar amount under this subsection by the
9 percentage increase in the Detroit Consumer Price Index for the
10 preceding calendar year and round to the nearest \$100.00 increment.
11 As used in this subsection, "Detroit Consumer Price Index" means
12 the most comprehensive index of consumer prices available for the
13 Detroit area from the United States Department of Labor, Bureau of
14 Labor Statistics.

15 (3) If **this** section ~~1201~~ is repealed, every licensee, who has
16 on hand any spirits on the effective date of the repeal, shall file
17 a complete inventory of those spirits with the commission within 20
18 days after the repeal. The commission shall credit to ~~such a~~ **the**
19 licensee an amount equal to 4% of the retail selling price of those
20 spirits on future purchases of spirits from the commission.