

HOUSE BILL NO. 5083

September 26, 2025, Introduced by Reps. Carra, DeSana, Greene and Maddock and referred to Committee on Finance.

A bill to amend 1998 PA 58, entitled
"Michigan liquor control code of 1998,"
by amending section 301 (MCL 436.1301), as amended by 2021 PA 19.

THE PEOPLE OF THE STATE OF MICHIGAN ENACT:

1 Sec. 301. (1) The commission shall levy and collect on all
2 wine containing 16% or less of alcohol by volume sold in this state
3 a tax at the rate of 13.5 cents per liter if sold in bulk and in a
4 like ratio if sold in smaller quantities.

5 (2) The commission shall levy and collect on all wine
6 containing more than 16% of alcohol by volume sold in this state a
7 tax at the rate of 20 cents per liter if sold in bulk and in a like

1 ratio if sold in smaller quantities.

2 (3) Sacramental wine is nontaxable when used by churches. A
3 person may import sacramental wines. The commission shall not
4 impose restrictions on importations of wine for sacramental
5 purposes but may promulgate rules to prevent any abuses that result
6 from the importations. A wholesaler or an outstate seller of wine
7 may sell sacramental wine directly to a church for sacramental
8 purposes.

9 (4) The commission shall levy and collect on all mixed spirit
10 drink sold in this state a tax at the rate of 30 cents per liter if
11 sold in bulk or a like ratio if sold in smaller quantities.

12 (5) After January 31, 2015, if the wine is manufactured in
13 this state the tax must be paid by the wine maker who manufactured
14 the wine or if the wine is manufactured outside this state the tax
15 must be paid by the wholesaler assigned to distribute that wine.

16 (6) After January 31, 2015, if the mixed spirit drink is
17 manufactured in this state the tax must be paid by the manufacturer
18 of the mixed spirit drink or if the mixed spirit drink is
19 manufactured outside this state the tax must be paid by the
20 wholesaler assigned to distribute that mixed spirit drink.

21 (7) On approval by the commission, the department of licensing
22 and regulatory affairs shall incorporate a limited number of farm
23 mutual cooperative wineries as the commission determines to be
24 beneficial to the Michigan grape and fruit industry. These wineries
25 must be licensed under this act and the payment of 1 license fee
26 annually by the corporation authorizes wine making on the premises
27 of the corporation and also on the premises of the grape and fruit
28 growing farmers who are members of or stockholders in the
29 corporation. Upon incorporation of a farmers' cooperative

1 corporation as provided for in this section, the members of or the
2 stockholders in the corporation are certified to be Michigan grape
3 and fruit growing farmers. Wine making by cooperative corporations
4 on farm premises is allowed, but all sales of the wine must be made
5 by the corporation and from the corporation premises.

6 (8) A wine maker or manufacturer of a mixed spirit drink may
7 designate a wholesaler to pay the tax on behalf of the wine maker
8 or manufacturer, respectively. If a wine maker or manufacturer
9 designates a wholesaler to pay the tax on its behalf, that wine
10 maker or manufacturer shall notify the commission of the
11 designation and provide the commission with a copy of its report of
12 wine premises operations that it filed with the Alcohol and Tobacco
13 Tax and Trade Bureau of the United States Department of Treasury
14 for each calendar year. A wholesaler that is responsible for the
15 payment of the tax under this section or that is designated to pay
16 the tax under this section on behalf of the wine maker or
17 manufacturer of the mixed spirit drink is only required to pay the
18 tax on the number of liters actually sold by the wholesaler to
19 licensed retailers.

20 (9) The commission shall establish by rule a method for the
21 collection of the tax levied in this section and reporting
22 requirements for wholesalers, wine makers, outstate sellers of
23 mixed spirit drink, and outstate sellers of wine to verify the
24 remission of taxes to this state. Except as otherwise provided in
25 this subsection, the commission shall not require that the tax be
26 paid in less than monthly intervals. Beginning March 15, 2020, the
27 commission shall not require that the tax be paid in less than
28 quarterly intervals. The rules under this subsection must be
29 promulgated pursuant to the administrative procedures act of 1969,

1 1969 PA 306, MCL 24.201 to 24.328.

2 (10) This section does not apply on or after the effective
3 date of the amendatory act that added this subsection.