



HOUSE BILL No. 5998

December 14, 1994 Introduced by Reps Murphy, Saunders Agee Kilpatrick and Parks
and referred to the Committee on Tourism and Recreation

A bill to amend sections 19, 24, and 26b of Act No 8 of the
Public Acts of the Extra Session of 1933, entitled as amended
"The Michigan liquor control act,"
sections 19 and 24 as amended by Act No 300 of the Public Acts
of 1992 and section 26b as amended by Act No 118 of the Public
Acts of 1989, being sections 436 19, 436 24, and 436 26b of the
Michigan Compiled Laws and to add section 2ee

THE PEOPLE OF THE STATE OF MICHIGAN ENACT

1 Section 1 Sections 19, 24, and 26b of Act No 8 of the
2 Public Acts of the Extra Session of 1933, sections 19 and 24 as
3 amended by Act No 300 of the Public Acts of 1992 and section 26b
4 as amended by Act No 118 of the Public Acts of 1989, being sec-
5 tions 436 19, 436 24, and 436 26b of the Michigan Compiled Laws,
6 are amended and section 2ee is added to read as follows

1 SEC 2EE RIVERBOAT CASINO MEANS A RIVERBOAT CASINO THAT
2 IS ESTABLISHED UNDER THE RIVERBOAT CASINO GAMING ACT

3 Sec 19 (1) The following license fees shall be paid at
4 the time of filing applications or as otherwise provided in this
5 act

6 (a) ~~Manufacturers~~ A MANUFACTURER of spirits, but not
7 including ~~makers, blenders, and rectifiers of wines~~ A MAKER,
8 BLENDER, OR RECTIFIER OF WINE containing 21% of alcohol or less
9 by volume \$10,000 00

10 (b) ~~Manufacturers~~ A MANUFACTURER of beer, \$50 00 per 1,000
11 barrels ~~—~~ or fraction of a barrel production annually with a
12 maximum fee of \$1,000 00, and in addition \$50 00 for each motor
13 vehicle used in delivery to A retail ~~licensees~~ LICENSEE A fee
14 increase ~~shall~~ DOES not apply to a manufacturer of less than
15 15,000 barrels production per year

16 (c) ~~Outstate~~ AN OUTSTATE seller of beer, delivering or
17 selling beer in this state, \$1 000 00

18 (d) ~~Wine makers blenders and rectifiers~~ A WINE MAKER,
19 BLENDER, OR RECTIFIER of wine, including ~~makers, blenders, and~~
20 ~~rectifiers of wines~~ A MAKER, BLENDER, OR RECTIFIER OF WINE con-
21 taining 21% or less alcohol by volume \$100 00 The small wine
22 maker license fee ~~shall be~~ IS \$25 00

23 (e) ~~Outstate~~ AN OUTSTATE seller of wine, delivering or
24 selling wine in this state, \$300 00

25 (f) ~~Outstate~~ AN OUTSTATE seller of mixed spirit drink,
26 delivering or selling mixed spirit drink in this state, \$300 00

1 (g) Dining cars or other railroad or pullman cars selling
2 alcoholic liquor, \$100 00 per train

3 (h) ~~Wholesale vendors~~ A WHOLESALE VENDOR other than
4 ~~manufacturers~~ A MANUFACTURER of beer, \$300 00 for the first
5 motor vehicle used in delivery to A retail ~~licensees~~ LICENSEE
6 and \$50 00 for each additional motor vehicle used in delivery to
7 A retail ~~licensees~~ LICENSEE

8 (i) Watercraft ~~—~~ licensed to carry passengers, selling
9 alcoholic liquor, a minimum fee of \$100 00 and a maximum fee of
10 \$500 00 per year computed on the basis of \$1 00 per person per
11 passenger capacity

12 (j) ~~Specially~~ A SPECIALLY designated ~~merchants~~ MERCHANT,
13 for selling beer or wine for consumption off the premises only,
14 but not at wholesale, \$100 00 for each location regardless of the
15 fact that the location may be a part of a system or chain of
16 merchandising

17 (k) ~~Specially~~ A SPECIALLY designated ~~distributors~~
18 DISTRIBUTOR licensed by the commission to distribute spirits and
19 mixed spirit drink in the original package for the commission for
20 consumption off the premises, \$150 00 per year, ~~—~~ and \$3 00
21 additional fee for each \$1,000 00 or major fraction of that
22 amount in excess of \$25,000 00 of the total retail value of mer-
23 chandise purchased under each license from the liquor control
24 commission during the ~~previous~~ IMMEDIATELY PRECEDING calendar
25 year

1 (l) ~~Hotels~~ A HOTEL of class A selling beer and wine, a
 2 minimum fee of \$250 00 and for all bedrooms in excess of 20
 3 \$1 00 for each additional bedroom but not to exceed \$500 00

4 (m) ~~Hotels~~ A HOTEL of class B selling beer, wine mixed
 5 spirit drink, and spirits, a minimum fee of \$600 00 and for all
 6 bedrooms in excess of 20, \$3 00 for each additional bedroom If
 7 a hotel of class B sells beer, wine, mixed spirit drink and
 8 spirits in more than 1 public bar, the fee ~~shall entitle~~
 9 ENTITLES the hotel to sell in only 1 public bar, other than a
 10 bedroom, and a license shall be secured for each additional
 11 public bar, other than a bedroom, the fee for which shall be
 12 \$350 00

13 (n) ~~Taverns~~ A TAVERN, selling beer and wine, \$250 00

14 (o) ~~Class~~ A CLASS C license selling beer wine, mixed
 15 spirit drink, and spirits, \$600 00 If a class C licensee sells
 16 beer, wine, mixed spirit drink, and spirits in more than 1 bar, a
 17 fee of \$350 00 shall be paid for each additional bar In munici-
 18 pally owned or supported facilities in which A nonprofit
 19 ~~organizations operate~~ ORGANIZATION OPERATES A concession
 20 ~~stands~~ STAND, a fee of \$100 00 shall be paid for each addi-
 21 tional bar

22 (p) ~~Clubs~~ A CLUB selling beer, wine, mixed spirit drink,
 23 and spirits, \$300 00 for clubs having 150 or less ~~club~~ accredi-
 24 ted members and \$1 00 for each additional member The membership
 25 list for the purpose only of determining the license fees to be
 26 paid under this ~~section~~ SUBDIVISION shall be the accredited
 27 list of members as determined by a sworn affidavit 30 days before

1 the closing of the license year This ~~section shall~~

2 SUBDIVISION DOES not prevent the commission from checking a mem-

3 bership list and making its own determination from the list or

4 otherwise The list of members and additional members ~~shall~~ IS

5 not ~~be~~ required of a club paying the maximum fee The maximum

6 fee shall not exceed \$750 00 for any 1 club

7 (q) ~~Warehouses~~ A WAREHOUSE, to be fixed by the commission

8 with a minimum fee for each warehouse of \$50 00

9 (r) ~~Special licenses~~ A SPECIAL LICENSE, a fee of \$50 00

10 per day, except that the fee for that license or permit issued to

11 any bona fide nonprofit association, ~~only~~ organized and in con-

12 tinuous existence for 1 year before the filing of its applica-

13 tion, ~~shall be~~ IS \$25 00 Not more than 5 special licenses may

14 be granted to any organization including an auxiliary of the

15 organization, in a calendar year

16 (s) ~~Airlines~~ AN AIRLINE licensed to carry passengers in

17 this state, which ~~sell, offer~~ SELLS OFFERS for sale ~~provide~~

18 PROVIDES, or ~~transport~~ TRANSPORTS alcoholic liquor, \$600 00

19 (t) ~~Brandy~~ A BRANDY manufacturer, \$100 00

20 (u) ~~Mixed~~ A MIXED spirit drink manufacturer, \$100 00

21 (v) ~~Brewpub~~ A BREWPUB, \$100 00

22 (w) A RIVERBOAT CASINO, \$1 000 00

23 (2) The fees provided in this ~~act~~ SECTION for the various

24 types of licenses shall not be prorated for a portion of the

25 effective period of the license

26 Sec 24 The following classes of vendors may sell

27 alcoholic liquors at retail as provided in this section

1 (a) Taverns where beer and wine may be sold for consumption
2 on the premises only

3 (b) Class C license where beer wine mixed spirit drink,
4 and spirits may be sold for consumption on the premises

5 (c) Clubs where beer wine mixed spirit drink, and spirits
6 may be sold for consumption on the premises only to bona fide
7 members — who have attained the age of 21 years

8 (d) Hotels of class A where beer and wine may be sold for
9 consumption on the premises and in the rooms of bona fide regis-
10 tered guests Hotels of class B where beer, wine mixed spirit
11 drink, and spirits may be sold for consumption on the premises
12 and in the rooms of bona fide registered guests

13 (e) Specially designated merchants — where beer and wine
14 may be sold for consumption off the premises only

15 (f) Specially designated distributors where spirits and
16 mixed spirit drink may be sold for consumption off the premises
17 only

18 (g) Special licenses where beer and wine or beer, wine,
19 mixed spirit drink, and spirits may be sold for consumption on
20 the premises only

21 (h) Dining cars or other railroad or pullman cars, water-
22 craft or aircraft — where alcoholic liquor may be sold for
23 consumption on the premises only, subject to rules promulgated by
24 the commission

25 (i) Brewpubs where beer manufactured on the premises by the
26 licensee may be sold only for consumption on the premises by any
27 of the following licensees

1 (i) Class "C"

2 (ii) Tavern

3 (iii) Class A hotel

4 (iv) Class "B" hotel

5 (j) Micro ~~brewers~~ BREWER where beer produced by the micro
6 brewer may be sold to a consumer for consumption on or off the
7 brewery premises

8 (K) RIVERBOAT CASINO WHERE ALCOHOLIC LIQUOR MAY BE SOLD FOR
9 CONSUMPTION ON THE LICENSED PREMISES OF THE RIVERBOAT CASINO
10 DURING OPERATING HOURS

11 Sec 26b (1) Alcoholic liquor may be served by any hotel
12 licensed individually under ~~the provisions of~~ this act in the
13 room of a bona fide guest Spirits or mixed spirit drink shall
14 not be consumed in any place licensed under this act to sell beer
15 or wine and not licensed to sell spirits or mixed spirit drink

16 (2) A RIVERBOAT CASINO MAY SELL ALCOHOLIC LIQUOR FOR CON-
17 SUMPTION ON THE LICENSED PREMISES OF THE RIVERBOAT DURING OPERAT-
18 ING HOURS

19 Section 2 This amendatory act shall not take effect unless
20 all of the following bills of the 87th Legislature are enacted
21 into law

22 (a) Senate Bill No _____ or House Bill No 5997 (request
23 no 03178'93 ****)

24 (b) Senate Bill No _____ or House Bill No 5999 (request
25 no 03178'93 a ****)