



HOUSE BILL No. 4985

October 12, 1999, Introduced by Reps. Gosselin, Hardman, Reeves, Jelinek, Voorhees, Bradstreet, Gilbert, Allen, Garcia, Green, Julian, DeVuyst, Woronchak and Kukuk and referred to the Committee on Regulatory Reform.

A bill to amend 1998 PA 58, entitled "Michigan liquor control code of 1998," by amending section 203 (MCL 436.1203).

THE PEOPLE OF THE STATE OF MICHIGAN ENACT:

1 Sec. 203. (1) Except as provided in this section and sec-

2 tion 301, a sale, delivery, or importation of alcoholic liquor,

3 including alcoholic liquor for personal use, shall not be made in

4 this state unless the sale, delivery, or importation is made by

5 the commission, the commission's authorized agent or distributor,

6 an authorized distribution agent approved by order of the commis-

7 sion, a person licensed by the commission, or by prior written

8 order of the commission. THE SALE, DELIVERY, OR IMPORTATION OF

9 ALCOHOLIC LIQUOR INCLUDES, BUT IS NOT LIMITED TO, ANY TRANSACTION

10 CONDUCTED BY INTERNET, TELEPHONE, COMPUTER, OR OTHER ELECTRONIC

11 MEANS. IF A SALE, DELIVERY, OR IMPORTATION OF ALCOHOLIC LIQUOR

1 OCCURS BY ANY SUCH ELECTRONIC MEANS, THE SELLER OR DISTRIBUTOR
2 MUST BE APPROPRIATELY LICENSED UNDER THIS ACT, PAY ANY APPLICABLE
3 TAXES TO THE COMMISSION, AND COMPLY WITH ALL PROHIBITIONS OF THIS
4 ACT OR ANY APPLICABLE FEDERAL LAW.

5 (2) All spirits for sale, use, storage, or distribution in
6 this state, shall originally be purchased by and imported into
7 the state by the commission, or by prior written authority of the
8 commission.

9 (3) This section ~~shall~~ DOES not apply in the case of an
10 alcoholic liquor brought into this state for personal or house-
11 hold use in an amount permitted by federal law by a person of
12 legal age to purchase alcoholic liquor at the time of reentry
13 into this state from without the territorial limits of the United
14 States if the person has been outside the territorial limits of
15 the United States for more than 48 hours and has not brought
16 alcoholic liquor into the United States during the preceding 30
17 days.

18 (4) ~~(2)~~ Notwithstanding subsection (1), a person who is of
19 legal age to purchase alcoholic liquor may import from another
20 state for that person's personal use not more than 312 ounces of
21 alcoholic liquor that contains less than 21% alcohol by volume.