

HOUSE BILL No. 4918

September 29, 2015, Introduced by Reps. Kesto and Vaupel 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 533 (MCL 436.1533), as amended by 1998 PA 416.

THE PEOPLE OF THE STATE OF MICHIGAN ENACT:

1 Sec. 533. (1) A retail vendor licensed under this act to sell
2 for consumption on the premises may apply for a license as a
3 specially designated merchant. A specially designated distributor
4 may apply for a license as a specially designated merchant.

5 (2) In cities, incorporated villages, or townships, the
6 commission shall issue only 1 specially designated distributor
7 license for each 3,000 of population, or fraction of 3,000. The
8 **COMMISSION MAY WAIVE THE** quota requirement ~~may be waived at the~~
9 ~~discretion of the commission~~ if there is no existing specially
10 designated distributor licensee within 2 miles of the applicant,
11 measured along the nearest traffic route.

1 (3) IN CITIES, INCORPORATED VILLAGES, OR TOWNSHIPS, THE
2 COMMISSION SHALL ISSUE ONLY 1 SPECIALLY DESIGNATED MERCHANT LICENSE
3 FOR EACH 1,000 OF POPULATION, OR FRACTION OF 1,000. THE COMMISSION
4 MAY WAIVE THE QUOTA REQUIREMENT IF THERE IS NO EXISTING SPECIALLY
5 DESIGNATED MERCHANT LICENSEE WITHIN 2 MILES OF THE APPLICANT,
6 MEASURED ALONG THE NEAREST TRAFFIC ROUTE.

7 (4) FOR PURPOSES OF THIS SECTION, POPULATION IS DETERMINED BY
8 THE LAST FEDERAL DECENNIAL CENSUS, BY A SPECIAL CENSUS UNDER
9 SECTION 6 OF THE HOME RULE CITY ACT, 1909 PA 279, MCL 117.6, OR
10 SECTION 7 OF THE GLENN STEIL STATE REVENUE SHARING ACT OF 1971,
11 1971 PA 140, MCL 141.907, OR BY THE LATEST CENSUS AND CORRECTIONS
12 PUBLISHED BY THE UNITED STATES DEPARTMENT OF COMMERCE, BUREAU OF
13 THE CENSUS, WHICHEVER IS CONDUCTED LATER.

14 Enacting section 1. This amendatory act takes effect 90 days
15 after the date it is enacted into law.