

SENATE SUBSTITUTE FOR
HOUSE BILL NO. 6541

A bill to amend 1998 PA 58, entitled
"Michigan liquor control code of 1998,"
(MCL 436.1101 to 436.2303) by adding section 609d.

THE PEOPLE OF THE STATE OF MICHIGAN ENACT:

1 SEC. 609D. (1) A SPECIALLY DESIGNATED DISTRIBUTOR THAT SELLS
2 SPIRITS TO A SPECIAL LICENSEE THAT IS AUTHORIZED BY THE COMMISSION
3 TO SELL SPIRITS MAY OFFER THE SPECIAL LICENSEE A DISCOUNT ON THE
4 SPECIAL LICENSEE'S PURCHASE OF SPIRITS. A DISCOUNT UNDER THIS
5 SECTION MUST COME FROM THE SPECIALLY DESIGNATED DISTRIBUTOR'S
6 DISCOUNT UNDER SECTION 233.

7 (2) A SPECIALLY DESIGNATED DISTRIBUTOR THAT SELLS SPIRITS TO A
8 SPECIAL LICENSEE THAT IS AUTHORIZED BY THE COMMISSION TO SELL
9 SPIRITS MAY REFUND THE SPECIAL LICENSEE FOR THE RETURN OF AN
10 UNOPENED BOTTLE IN THE SAME AMOUNT THAT THE SPECIAL LICENSEE PAID

1 FOR THE SPIRITS, LESS ANY OF THE SPECIALLY DESIGNATED DISTRIBUTOR'S
2 CREDIT CARD TRANSACTION FEES INCURRED FROM THE SALE, IF THE BOTTLE
3 IS WITHOUT DAMAGE TO THE EXTERIOR THAT WOULD PREVENT THE SALABILITY
4 OF THE BOTTLE.

5 (3) A SPECIALLY DESIGNATED DISTRIBUTOR THAT REFUNDS SPIRITS TO
6 A SPECIAL LICENSEE UNDER SUBSECTION (2) MAY CHARGE THE SPECIAL
7 LICENSEE A RESTOCKING FEE OF UP TO 10% OF THE AMOUNT THE SPECIAL
8 LICENSEE PAID FOR THE SPIRITS. A RESTOCKING FEE CHARGED UNDER THIS
9 SUBSECTION IS CONSIDERED INCOME FOR HANDLING EXPENSES.