

SUBSTITUTE FOR
SENATE BILL NO. 1154

A bill to amend 1998 PA 58, entitled
"Michigan liquor control code of 1998,"
by amending section 411 (MCL 436.1411), as amended by 2014 PA 44.

THE PEOPLE OF THE STATE OF MICHIGAN ENACT:

1 Sec. 411. (1) SUBJECT TO THE REQUIREMENTS OF THIS SECTION AND
2 SECTION 537, A BREWER OR MICRO BREWER MAY SELL BEER IT MANUFACTURED
3 FOR CONSUMPTION ON OR OFF THE PREMISES AT AN APPROVED TASTING ROOM
4 UNDER SECTION 536 IF THE TASTING ROOM IS LOCATED ON LICENSED
5 BREWERY PREMISES WHERE THE BREWER OR MICRO BREWER MANUFACTURES.

6 (2) THE SALE OF BEER UNDER SUBSECTION (1) IS SUBJECT TO ALL OF
7 THE FOLLOWING LIMITATIONS:

8 (A) A brewer that is not licensed as a micro brewer may sell
9 its beer for on-premises consumption at not more than 2 ~~locations~~
10 APPROVED TASTING ROOMS in this state. ~~that are on any of its~~

~~licensed brewery premises where the brewer engages in the
production of beer.~~

(B) A licensed micro brewer that produces in total fewer than 30,000 barrels of beer per year may sell its beer for on-premises consumption at any ~~location~~ **OF ITS APPROVED TASTING ROOMS** in this state. ~~that is on any of its licensed brewery premises where the micro brewer engages in the production of beer.~~

(C) A licensed micro brewer that produces in total 30,000 barrels of beer or more per year may sell its beer for on-premises consumption at not more than 3 ~~locations~~ **APPROVED TASTING ROOMS** in this state. ~~that are on any of its licensed brewery premises where the micro brewer engages in the production of beer.~~

(3) ~~(2)~~ Subject to the limitations in subsection ~~(1)~~, ~~(2)~~, if a brewer or micro brewer has more than 1 licensed brewery premises, that brewer or micro brewer may sell ~~for on-premises consumption~~ beer that it has produced at 1 licensed brewery premises at **AN APPROVED TASTING ROOM LOCATED ON** any of its other licensed brewery premises **IF 1 OF THE FOLLOWING REQUIREMENTS IS MET:**

(A) **THE LICENSED BREWERY PREMISES THAT RECEIVES THE BEER, ON WHICH THE APPROVED TASTING ROOM IS LOCATED, HAS AN INSTALLED AND FUNCTIONAL MULTIVESSEL SYSTEM CAPABLE OF PRODUCING AND FERMENTING AT LEAST 3 BARRELS OF WORT IN A SINGLE BATCH.**

(B) **THE LICENSED BREWERY PREMISES THAT RECEIVES THE BEER, ON WHICH THE APPROVED TASTING ROOM IS LOCATED, PRODUCES A VOLUME OF BEER EQUIVALENT TO 50% OF THE VOLUME OF BEER SOLD TO CONSUMERS AT THAT TASTING ROOM.**

(C) **THE LICENSED BREWERY PREMISES THAT RECEIVES THE BEER, ON**

1 WHICH THE APPROVED TASTING ROOM IS LOCATED, SUBMITTED AN
2 APPLICATION FOR LICENSURE AT THAT LOCATION BEFORE OCTOBER 1, 2018.

3 (D) THE LICENSED BREWERY PREMISES THAT RECEIVES THE BEER, ON
4 WHICH THE APPROVED TASTING ROOM IS LOCATED, IS A LOCATION THAT WAS
5 APPROVED BY THE COMMISSION AS A WINE TASTING ROOM UNDER SECTION
6 537(4) BEFORE OCTOBER 1, 2018 FOR WHICH AN APPLICATION WAS RECEIVED
7 AFTER OCTOBER 1, 2018 TO TRANSFER THE WINE TASTING ROOM TO THE SAME
8 PERSON WHO IS APPLYING FOR A MICRO BREWER LICENSE AT THIS LOCATION.
9 THE APPLICATION FOR LICENSURE AS A MICRO BREWER AT THIS LOCATION
10 MUST HAVE BEEN SUBMITTED BEFORE JANUARY 30, 2019 AND THE WINE
11 TASTING ROOM LOCATION MUST BE ACTIVELY OPERATED AT THE TIME THE
12 MICRO BREWER LICENSE IS ISSUED.

13 ~~—— (3) As used in this section, "engages in the production of~~
14 ~~beer" means the full and complete brewing process and not just a~~
15 ~~portion of the brewing process.~~

16 Enacting section 1. This amendatory act does not take effect
17 unless all of the following bills of the 99th Legislature are
18 enacted into law:

- 19 (a) Senate Bill No. 1155.
- 20 (b) Senate Bill No. 1156.
- 21 (c) Senate Bill No. 1159.
- 22 (d) Senate Bill No. 1160.
- 23 (e) Senate Bill No. 1161.
- 24 (f) Senate Bill No. 1164.
- 25 (g) Senate Bill No. 1165.
- 26 (h) Senate Bill No. 1166.