

Act No. 142  
Public Acts of 1993  
Approved by the Governor  
August 03, 1993  
Filed with the Secretary of State  
August 04, 1993

**STATE OF MICHIGAN  
87TH LEGISLATURE  
REGULAR SESSION OF 1993**

Introduced by Senator Schwarz

# **ENROLLED SENATE BILL No. 564**

AN ACT to amend the title of Act No. 8 of the Public Acts of the Extra Session of 1933, entitled as amended "An act to create a liquor control commission for the control of the alcoholic beverage traffic within the state of Michigan, and to prescribe its powers, duties and limitations; to provide for the control of the alcoholic liquor traffic within the state of Michigan and the establishment of state liquor stores; to provide for the care and treatment of alcoholics; to provide for the incorporation of farmer cooperative wineries and the granting of certain rights and privileges thereto; to provide for the licensing and taxation thereof, and the disposition of the moneys received under this act; to prescribe liability for retail licensees under certain circumstances; to require security for that liability; to provide procedures, defenses, and remedies regarding violations of this act; to provide for the enforcement and to prescribe penalties for violations of this act; to provide for the confiscation and disposition of property seized under the provisions of this act; to provide a referendum in certain cases; and to repeal certain acts and parts of acts," as amended, being sections 436.1 to 436.58 of the Michigan Compiled Laws; to add section 28d; and to repeal certain parts of the act on a specific date.

*The People of the State of Michigan enact:*

Section 1. The title of Act No. 8 of the Public Acts of the Extra Session of 1933, as amended, being sections 436.1 to 436.58 of the Michigan Compiled Laws, is amended and section 28d is added to read as follows:

## **TITLE**

An act to create a liquor control commission for the control of the alcoholic beverage traffic within the state of Michigan, and to prescribe its powers, duties and limitations; to provide for the control of the alcoholic liquor traffic within the state of Michigan and the establishment of state liquor stores; to provide for the care and treatment of alcoholics; to provide for the incorporation of farmer cooperative wineries and the granting of certain rights and privileges thereto; to provide for the licensing and taxation thereof, and the disposition of the moneys received under this act; to prescribe liability for retail licensees under certain circumstances; to require security for that liability; to provide procedures, defenses, and remedies regarding violations of this act; to provide for the enforcement and to prescribe penalties for violations of this act; to provide for the confiscation and disposition of property seized under the provisions of this act; to provide a referendum in certain cases; to repeal certain acts and parts of acts; and to repeal certain parts of this act on a specific date.

Sec. 28d. (1) The commission shall not prohibit the holder of a specially designated distributor or a specially designated merchant license that has a drive-through operation from transferring the location of the licensed premises if the following conditions are met:

(a) The area from which the licensed premises are to be transferred is being redeveloped or renovated by a downtown development authority.

(b) The governmental unit to which the licensed premises are to be transferred approves of the proposed location.

(2) This section is repealed effective April 1, 1995.

This act is ordered to take immediate effect.

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Secretary of the Senate.

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Co-Clerk of the House of Representatives.

Approved -----

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Governor.