



SENATE BILL No. 564

April 1, 1993, Introduced by Senator SCHWARZ and referred to the Committee on State Affairs and Military Veterans Affairs.

A bill to amend the title of Act No. 8 of the Public Acts of the Extra Session of 1933, entitled as amended "The Michigan liquor control act," 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:

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

TITLE

5
6 An act to create a liquor control commission for the control
7 of the alcoholic beverage traffic within the state of Michigan,
8 and to prescribe its powers, duties and limitations; to provide

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1 for the control of the alcoholic liquor traffic within the state
2 of Michigan and the establishment of state liquor stores; to pro-
3 vide for the care and treatment of alcoholics; to provide for the
4 incorporation of farmer cooperative wineries and the granting of
5 certain rights and privileges thereto; to provide for the licens-
6 ing and taxation thereof, and the disposition of the moneys
7 received under this act; to prescribe liability for retail
8 licensees under certain circumstances; to require security for
9 that liability; to provide procedures, defenses, and remedies
10 regarding violations of this act; to provide for the enforcement
11 and to prescribe penalties for violations of this act; to provide
12 for the confiscation and disposition of property seized under the
13 provisions of this act; to provide a referendum in certain cases;
14 ~~and~~ to repeal certain acts and parts of acts; AND TO REPEAL
15 CERTAIN PARTS OF THIS ACT ON A SPECIFIC DATE.

16 SEC. 28D. (1) THE COMMISSION SHALL NOT PROHIBIT THE HOLDER
17 OF A SPECIALLY DESIGNATED DISTRIBUTOR OR A SPECIALLY DESIGNATED
18 MERCHANT LICENSE THAT HAS A DRIVE-THROUGH OPERATION FROM TRANS-
19 FERRING THE LOCATION OF THE LICENSED PREMISES IF THE FOLLOWING
20 CONDITIONS ARE MET:

21 (A) THE AREA FROM WHICH THE LICENSED PREMISES ARE TO BE
22 TRANSFERRED IS BEING REDEVELOPED OR RENOVATED BY A DOWNTOWN
23 DEVELOPMENT AUTHORITY.

24 (B) THE GOVERNMENTAL UNIT TO WHICH THE LICENSED PREMISES ARE
25 TO BE TRANSFERRED APPROVES OF THE PROPOSED LOCATION.

26 (2) THIS SECTION IS REPEALED EFFECTIVE APRIL 1, 1995.