



HOUSE BILL No. 6042

September 28, 2000, Introduced by Reps. Gosselin, Bradstreet, Pappageorge, Voorhees and Julian and referred to the Committee on Education.

A bill to amend 1998 PA 58, entitled
"Michigan liquor control code of 1998,"
by amending section 503 (MCL 436.1503).

THE PEOPLE OF THE STATE OF MICHIGAN ENACT:

1 Sec. 503. (1) A new application for a license to sell alco-
2 holic beverages at retail, or a request to transfer location of
3 an existing license, shall be denied if the contemplated location
4 is within 500 feet of a church ~~or a school~~ building OR WITHIN
5 1,000 FEET OF A SCHOOL BUILDING. The distance between the church
6 or school building and the contemplated location shall be mea-
7 sured along the center line of the street or streets of address
8 between 2 fixed points on the center line determined by project-
9 ing straight lines, at right angles to the center line, from the
10 part of the church or school building nearest to the contemplated

1 location and from the part of the contemplated location nearest
2 to the church or school building.

3 (2) This section does not apply to specially designated mer-
4 chants not in conjunction with on the premise licenses.

5 (3) This section does not apply to an outstanding license
6 issued before March 1, 1949, for a location within the aforesaid
7 distance or to the renewal or transfer of the outstanding license
8 at that location, or to a resort license in effect during the
9 1948-1949 licensing year, or to the renewal or transfer of the
10 resort at that location or to an application for a license at
11 that location which has been approved by the commission before
12 March 1, 1949, and licenses so issued, renewed, transferred, or
13 approved shall be conclusively presumed to be valid for purposes
14 of this section only.

15 ~~-(4) The commission may waive this section in the case of~~
16 ~~other classes of licenses. If an objection is not filed by the~~
17 ~~church or school, the commission may issue the license pursuant~~
18 ~~to this act. If an objection is filed, the commission shall hold~~
19 ~~a hearing pursuant to rules established by the commission before~~
20 ~~making a decision on the issuance of the license.~~

21 (4) ~~-(5)~~ This section shall not be construed to prevent the
22 transfer of a license to a location farther from a church or
23 school, if the license to be transferred is within the 500-foot
24 OR 1,000-FOOT radius.