

HOUSE BILL No. 5730

(As amended May 13, 2004)

March 31, 2004, Introduced by Reps. Taub, McConico, Hunter, Ward, Milosch, Sheen, Wenke, Pappageorge, Bisbee, Drolet, Mortimer, DeRoche, Richardville, Julian, Huizenga, Hoogendyk, Pastor, Amos, Casperson, Shulman, Kooiman, Stakoe, Stewart, Garfield, Accavitti, Woodward, Condino and Steil and referred to the Committee on Regulatory Reform.

A bill to amend 1998 PA 58, entitled
"Michigan liquor control code of 1998,"
by amending section 517 (MCL 436.1517).

THE PEOPLE OF THE STATE OF MICHIGAN ENACT:

1 Sec. 517. (1) The commission may issue ~~national or~~
2 international sporting event licenses for the sale of alcoholic
3 liquor for consumption on the premises [in connection with an
4 international golf tournament conducted during calendar year 2004] if all
5 of the following

6 circumstances are found by the commission to exist:

7 (a) The ~~premises to be licensed are located in the central~~
8 ~~business district of a city having a population of 70,000 or more~~
9 ~~and the city is an official host of a national or local~~
10 governmental unit in which the international sporting event is to
11 be conducted is the host governmental unit for that event.

12 (b) The premises to be licensed are located in a theme area
13 or theme areas designated by the governing body of the ~~city~~
14 06672'04 **
15 LBO

1 **host governmental unit** in connection with the ~~national or~~
 2 **international sporting event or are operated in conjunction with**
 3 **that event.**

4 (c) ~~It is reasonably expected that the national or~~ **The**
 5 **commission determines that the** international sporting event will
 6 attract a substantial number of tourists from outside this state.
 7 ~~to the city.~~

8 (d) **The international sporting event is conducted under the**
 9 **auspices of a national or international sanctioning body.**

10 (e) ~~(d)~~ The applicant ~~holds a valid~~ **is any of the**
 11 **following:**

12 (i) **A Michigan** ~~license~~ **licensee** for the sale of alcoholic
 13 liquor for consumption on the premises. ~~or is the~~

14 (ii) **The promoter of the international sporting event or an**
 15 **affiliate of the promoter.**

16 (iii) **A person who has entered into a written concession or**
 17 **catering agreement with the promoter of the international**
 18 **sporting event or its affiliate, which agreement has been**
 19 **approved by the commission.**

20 (iv) **An organization qualified for licensure as a special**
 21 **licensee under section 111(10) and the rules of the commission.**

22 (2) Licenses issued under this section shall be for a period
 23 of not more than 30 consecutive days and are not transferable as
 24 to ownership or location. The license shall be for specific
 25 designated time periods that include the **international** sporting
 26 event and activities associated with the ~~sporting~~ event.

27 (3) Not more than 40 licenses shall be issued under this

1 section for use at the same time in a theme area or theme areas.

2 (4) The governing body of a ~~city~~ **host governmental unit**
3 described in subsection (1) shall supply to the commission for
4 the commission's review a list containing the names of applicants
5 and the locations of the premises to be licensed under this
6 section. The governing body of the ~~city~~ **host governmental unit**
7 shall recommend the number of licenses to be issued pursuant to
8 this section in the theme area or theme areas. The commission
9 shall not issue any licenses pursuant to this section that are
10 not recommended by the governing body of the ~~city~~ **host**
11 **governmental unit.**

12 (5) The governing body of the ~~city~~ **host governmental unit**
13 shall provide, in conjunction with the list described in
14 subsection (4), written certification to the commission that all
15 premises to be licensed under this section comply with applicable
16 state and local building, safety, and health laws, rules, and
17 regulations.

18 (6) **A license issued pursuant to this section is not subject**
19 **to section 503.**

20 (7) ~~(6)~~ An applicant for a license under this section shall
21 pay to the commission a license fee of ~~-\$100.00-~~ **\$1,000.00** at the
22 time of application.

23 Enacting section 1. This amendatory act does not take
24 effect unless Senate Bill No. ____ or House Bill No. 5731
25 (request no. 06609'04 **) of the 92nd Legislature is enacted into
26 law.