

HOUSE SUBSTITUTE FOR
SENATE BILL NO. 199

A bill to amend 1998 PA 58, entitled
"Michigan liquor control code of 1998,"
by amending section 1021 (MCL 436.2021), as amended by 2002 PA 725.

THE PEOPLE OF THE STATE OF MICHIGAN ENACT:

1 Sec. 1021. (1) ~~A regulation shall not be made requiring the~~
2 ~~purchase~~ **THE COMMISSION SHALL NOT REQUIRE A LICENSEE TO SELL** or
3 ~~servng of~~ **SERVE** food ~~with the purchase~~ **TO A PURCHASER** of
4 alcoholic liquor. The commission shall not require a class A hotel
5 or class B hotel to provide food services to registered guests or
6 to the public.

7 (2) ~~Alcoholic~~ **EXCEPT AS OTHERWISE PROVIDED IN SUBSECTION**
8 **(3), A PURCHASER SHALL NOT REMOVE ALCOHOLIC** liquor sold by ~~venders~~
9 **A VENDOR** for consumption on the premises ~~shall not be removed~~
10 from those premises.

11 (3) **A VENDOR LICENSED TO SELL WINE ON THE PREMISES MAY ALLOW**

1 AN INDIVIDUAL WHO HAS PURCHASED A MEAL AND WHO HAS PURCHASED AND
2 PARTIALLY CONSUMED A BOTTLE OF WINE WITH THE MEAL, TO REMOVE THE
3 PARTIALLY CONSUMED BOTTLE FROM THE PREMISES UPON DEPARTURE. THIS
4 SUBSECTION DOES NOT ALLOW THE REMOVAL OF ANY ADDITIONAL UNOPENED
5 BOTTLES OF WINE UNLESS THE VENDOR IS LICENSED AS A SPECIALLY
6 DESIGNATED MERCHANT. THE LICENSEE OR THE LICENSEE'S CLERK, AGENT,
7 OR EMPLOYEE SHALL REINSERT A CORK SO THAT THE TOP OF THE CORK IS
8 LEVEL WITH THE LIP OF THE BOTTLE. THE TRANSPORTATION OR POSSESSION
9 OF THE PARTIALLY CONSUMED BOTTLE OF WINE SHALL BE IN COMPLIANCE
10 WITH SECTION 624A OF THE MICHIGAN VEHICLE CODE, 1949 PA 300, MCL
11 257.624A.

12 (4) ~~(3) Nothing in this~~ THIS act and rules promulgated under
13 this act ~~shall~~ DO NOT prevent a class A or B hotel designed to
14 attract and accommodate tourists and visitors in a resort area from
15 allowing its invitees or guests to possess or consume, or both, on
16 or about its premises, alcoholic liquor purchased by the invitee or
17 guest from an off-premises retailer, and does not prevent a guest
18 or invitee from entering and exiting the licensed premises with
19 alcoholic liquor purchased from an off-premises retailer.