

SENATE BILL No. 331

April 14, 2011, Introduced by Senators HUNE, SMITH, PAPPAGEORGE and BRANDENBURG 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 229 (MCL 436.1229), as amended by 2005 PA 288; and to repeal acts and parts of acts.

THE PEOPLE OF THE STATE OF MICHIGAN ENACT:

1 Sec. 229. (1) The commission may license a hotel or merchant,
2 in places that the commission may designate, to sell spirits for
3 consumption off the premises, notwithstanding section 233(1).
4 Except as otherwise provided in this section, if alcoholic liquor
5 is sold by a specially designated distributor ~~pursuant to~~ **UNDER** a
6 license issued under this section, it shall not be sold at less
7 than the minimum retail selling price fixed by the commission and
8 ~~pursuant to~~ **UNDER** rules promulgated by the commission.

9 (2) The commission may, by rule or order, allow a specially

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as amended September 15, 2011

1 designated distributor to sell alcoholic liquor at less than the
2 minimum retail selling price in order to dispose of inventory at a
3 price and under conditions and procedures established through that
4 rule or order.

5 (3) As used in this section and in sections 1201, 1203, ~~1205,~~
6 and 1207, "retail selling price" means the price the commission
7 pays for spirits plus the gross profit established in section 233.

8 (4) As used in this section, "minimum retail selling price"
9 means retail selling price plus the specific taxes imposed in
10 sections 1201, 1203, ~~1205,~~ and 1207.

11 Enacting section 1. Section 1205 of the Michigan liquor
12 control code of 1998, 1998 PA 58, MCL 436.2205, is repealed.
[Enacting section 2. This amendatory act takes effect October 1,
2012.]