

# 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

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12 control code of 1998, 1998 PA 58, MCL 436.2205, is repealed.