

# HOUSE BILL No. 4144

January 30, 2013, Introduced by Reps. Segal and Slavens 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 503 (MCL 436.1503).

## THE PEOPLE OF THE STATE OF MICHIGAN ENACT:

1       Sec. 503. (1) A new application for a license to sell  
2       alcoholic beverages at retail, or a request to transfer **THE**  
3       location of an existing license, shall be denied if the  
4       contemplated location is within 500 feet of a **PRESCHOOL**, church, or  
5       a-school building. The distance between the **PRESCHOOL**, church, or  
6       school building and the contemplated location shall be measured  
7       along the center line of the street or streets of address between 2  
8       fixed points on the center line determined by projecting straight  
9       lines, at right angles to the center line, from the part of the  
10      **PRESCHOOL**, church, or school building nearest to the contemplated  
11      location and from the part of the contemplated location nearest to

1 the **PRESCHOOL**, church, or school building.

2 (2) This section does not apply to specially designated  
3 merchants not in conjunction with on the ~~premise~~**PREMISES** licenses.

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

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

20 (5) This section ~~shall not be construed to~~**DOES NOT** prevent  
21 the transfer of a license to a location farther from a **PRESCHOOL**,  
22 church, or school, if the license to be transferred is within the  
23 500-foot radius **DESCRIBED IN SUBSECTION (1)**.

24 (6) **AS USED IN THIS SECTION, "PRESCHOOL" MEANS A FACILITY**  
25 **LICENSED AS A CHILD CARE CENTER AS THAT TERM IS DEFINED IN SECTION**  
26 **1 OF 1973 PA 116, MCL 722.111.**