

# SENATE BILL No. 885

April 14, 2016, Introduced by Senators MACGREGOR, HERTEL, KNOLLENBERG and HORN 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 545 (MCL 436.1545), as added by 2010 PA 213.

## THE PEOPLE OF THE STATE OF MICHIGAN ENACT:

1       Sec. 545. (1) As used in this act, "nonpublic continuing care  
2 retirement center" means a residential community that, as  
3 determined by the commission, meets both of the following  
4 conditions:

5       (a) Provides full-time residential housing predominantly for  
6 individuals over the age of 62.

7       **(B) MEETS 1 OF THE FOLLOWING CONDITIONS:**

8       **(i)** ~~(b) Is registered as a facility under the living care~~  
9 ~~disclosure act, FORMER 1976 PA 440 , MCL 554.801 to 554.844.~~**OR THE**

1 CONTINUING CARE COMMUNITY DISCLOSURE ACT, 2014 PA 448, MCL 554.901  
2 TO 554.993.

3 (ii) IS A HOME FOR THE AGED LICENSED UNDER PART 213 OF THE  
4 PUBLIC HEALTH CODE, 1978 PA 368, MCL 333.21301 TO 333.21335.

5 (2) The commission, ~~upon~~ **ON** submission of a completed  
6 application, shall grant a nonpublic continuing care retirement  
7 center license to an applicant complying with this section. ~~The~~  
8 ~~total number of~~ **SUBJECT TO SUBSECTION (4), THE COMMISSION SHALL NOT**  
9 **ISSUE MORE THAN 25** licenses ~~issued~~ under this section. ~~shall not~~  
10 ~~exceed 20.~~ If the holder of a license issued under this section  
11 goes out of business, the license ~~shall~~ **MUST** be surrendered to the  
12 commission. The commission may allow the transfer of ~~such a~~  
13 **SURRENDERED** license to a new business owner ~~upon~~ **ON** transfer of the  
14 owner's interest in the business **IF THE NEW BUSINESS OWNER MEETS**  
15 **THE SAME CONDITION UNDER SUBSECTION (1) (B) AS THE PREVIOUS BUSINESS**  
16 **OWNER.**

17 (3) The **HOLDER OF A** nonpublic continuing care retirement  
18 center license ~~allows the licensee to~~ **MAY** sell at retail and serve  
19 on the licensed premises beer, wine, mixed spirit drink, mixed wine  
20 drink, and spirits, for consumption by a resident or the bona fide  
21 guests accompanying the resident, only on the licensed premises.

22 (4) **THE COMMISSION SHALL NOT ISSUE MORE THAN 20 LICENSES UNDER**  
23 **THIS SECTION TO FACILITIES DESCRIBED IN SUBSECTION (1) (B) (i) . THE**  
24 **COMMISSION SHALL NOT ISSUE MORE THAN 5 LICENSES UNDER THIS SECTION**  
25 **TO HOMES FOR THE AGED DESCRIBED IN SUBSECTION (1) (B) (ii) .**

26 Enacting section 1. This amendatory act takes effect 90 days  
27 after the date it is enacted into law.