

## TASTING ROOMS

Phone: (517) 373-8080  
<http://www.house.mi.gov/hfa>

**Senate Bill 49 as passed by the Senate**  
**Sponsor: Sen. Kimberly LaSata**  
**House Committee: Regulatory Reform**  
**Senate Committee: Regulatory Reform**  
**Complete to 4-12-21**

Analysis available at  
<http://www.legislature.mi.gov>

## SUMMARY:

Senate Bill 49 would amend the Michigan Liquor Control Code to allow a person to hold an on-premises tasting room permit and an off-premises tasting room license in conjunction at the same location under certain conditions.

Under the code, a person may be licensed as more than one type of manufacturer and, if the manufacturers are owned by the same person and their manufacturing premises share the same address, the manufacturers may jointly operate an on-premises tasting room or, if other than a brewer, micro brewer, or mixed spirit drink manufacturer, operate an off-premises tasting room.

The bill would allow an on-premises tasting room permit and an off-premises tasting room license to be held in conjunction at the same location by the same person if either of the following conditions were met:

- The person holds the on-premises tasting room permit in conjunction with a brewer or micro brewer license only (and no other manufacturing license) and the off-premises tasting room license at the same location.
- The person holds an on-premises tasting room permit in conjunction with a micro brewer, small distiller, or small wine maker license (or any combination of those licenses) and the off-premises tasting room license at the same location and the Michigan Liquor Control Commission issued to the person both the permit and the applicable licenses, or their equivalent at the time of issuance, before October 1, 2018.

MCL 436.1536

## BACKGROUND:

Senate Bill 49 is a reintroduction of SB 897 of the 2019-20 legislative session as that bill was reported from the House Ways and Means committee. SB 897 was subsequently amended on the House floor to strike references to mixed spirit drink and to add a tie-bar to SBs 1138, 1139, and 1140. (A tie-bar prevents a bill from taking effect unless each bill to which it is tie-barred is also enacted.) SB 897 was enrolled and signed by the governor as 2020 PA 347. However, SBs 1138, 1139, and 1140, after passing both chambers and being enrolled, were pocket vetoed by the governor. (If the governor does not sign a bill within 14 days after getting it and the legislature has adjourned to end the legislative session, the bill does not become law and is said to have been “pocket vetoed.”) Because the bills to which SB 897 was tie-barred were not enacted, SB 897 (2020 PA 347) could not take effect.

**FISCAL IMPACT:**

Senate Bill 49 would not have an appreciable fiscal impact on any unit of state or local government.

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■ This analysis was prepared by nonpartisan House Fiscal Agency staff for use by House members in their deliberations, and does not constitute an official statement of legislative intent.