

# HOUSE BILL NO. 4115

February 03, 2021, Introduced by Reps. Berman, Cambensy, Eisen and Jones 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 1114 (MCL 436.2114), as amended by 2011 PA 27,  
and by adding section 1116.

**THE PEOPLE OF THE STATE OF MICHIGAN ENACT:**

1       Sec. 1114. (1) Notwithstanding R 436.1403 and R 436.1503 of  
2       the Michigan ~~administrative code~~ **Administrative Code** and except as  
3       otherwise provided under this act, or **by** rule of the commission, an  
4       on-premises and an off-premises licensee shall not sell, give away,

1 or furnish alcoholic liquor between the hours of 2 a.m. and 7 a.m.  
2 on any day.

3 (2) Subsection (1) does not prevent ~~any~~**a** local governmental  
4 unit from prohibiting the sale of beer and wine between the hours  
5 of 7 a.m. and 12 noon on Sunday or between the hours of 7 a.m. on  
6 Sunday and 2 a.m. on Monday under section 1111 and does not prevent  
7 any local governmental unit from prohibiting the sale of spirits  
8 and mixed spirit drink between the hours of 7 a.m. and 12 noon on  
9 Sunday or between the hours of 7 a.m. on Sunday and 2 a.m. on  
10 Monday under section 1113. A licensee selling alcoholic liquor  
11 between 7 a.m. and 12 noon on Sunday ~~shall~~**must** obtain a permit and  
12 pay to the commission an annual fee of \$160.00.

13 (3) A reference to the time of day under this act or a rule of  
14 the commission includes daylight ~~savings~~**saving** time, when  
15 observed.

16 **Sec. 1116. (1) A city, village, or township may approve, by a**  
17 **majority of the city, village, or township's legislative body**  
18 **voting, a resolution to allow the sale of alcoholic liquor for**  
19 **consumption on the premises between the hours of 2 a.m. and 4 a.m.**

20 (2) The commission may issue a late night permit for the sale  
21 of alcoholic liquor for consumption on the premises between the  
22 hours of 2 a.m. and 4 a.m. to a licensee that holds a license or  
23 permit that allows for the sale of alcoholic liquor for consumption  
24 on the premises that is located in a city, village, or township  
25 that has approved a resolution described in subsection (1).

26 (3) A licensee described in subsection (2) may apply for a  
27 late night permit on a form prescribed by the commission. The  
28 initial and annual renewal fee for a late night permit issued under  
29 this section is \$250.00. A late night permit issued under this

1 section expires on the same date as the license or permit described  
2 in subsection (2) and may be renewed in conjunction with that  
3 license or permit.