

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.