

SENATE BILL NO. 656

September 28, 2021, Introduced by Senators RUNESTAD, BARRETT, VICTORY, DALEY, BUMSTEAD, HORN, WOJNO, IRWIN, VANDERWALL, SCHMIDT and BULLOCK and referred to the Committee on Regulatory Reform.

A bill to amend 1998 PA 58, entitled
"Michigan liquor control code of 1998,"
(MCL 436.1101 to 436.2303) by adding section 552.

THE PEOPLE OF THE STATE OF MICHIGAN ENACT:

1 Sec. 552. (1) Except as otherwise provided in this section, an
2 on-premises licensee shall not allow on the licensed premises a
3 machine that dispenses alcoholic liquor directly to a customer.

4 (2) Subsection (1) does not apply to a dispensing machine that
5 is located in a bedroom or suite of a hotel of a class A or class B
6 hotel licensee.

7 (3) Subsection (1) does not apply to a dispensing machine that

1 is located at an on-premises licensed establishment if all of the
2 following conditions are met:

3 (a) The dispensing machine is located at a customer's table or
4 booth.

5 (b) The dispensing machine does not dispense more than 96
6 ounces of beer, wine, or mixed spirit drink in a single order.

7 (c) The dispensing machine does not dispense spirits.

8 (d) The customer orders the beer, wine, or mixed spirit drink
9 from a clerk, servant, agent, or employee of the licensee.

10 (e) The licensee does not sell, offer to sell, or advertise
11 the sale of an unlimited quantity of beer, wine, or mixed spirit
12 drink from the dispensing machine.

13 (f) The licensee or a clerk, servant, agent, or employee of
14 the licensee monitors the sale, service, and consumption of beer,
15 wine, or mixed spirit drink from the dispensing machine to ensure
16 compliance with this act and the rules promulgated under this act.

17 (4) Subsection (1) does not apply to a dispensing machine that
18 is located at an on-premises licensed establishment if all of the
19 following conditions are met:

20 (a) The dispensing machine is not located at a customer's
21 booth or table.

22 (b) The customer activates the dispensing machine with a
23 secure key card supplied by the licensee or a clerk, servant,
24 agent, or employee of the licensee.

25 (c) The secure key card under subdivision (b) is attached to
26 the customer at all times, either through a necklace or bracelet,
27 or other means of securing the key card to the customer.

28 (d) The dispensing machine does not dispense more than 16
29 ounces of beer, 12 ounces of wine, or 12 ounces of mixed spirit

1 drink before the secure key card under subdivision (b) is
2 reactivated.

3 (e) The dispensing machine does not dispense spirits.

4 (f) The licensee or a clerk, servant, agent, or employee of
5 the licensee monitors the sale, service, and consumption of beer,
6 wine, or mixed spirit drink from the dispensing machine to ensure
7 compliance with this act and the rules promulgated under this act.

8 (5) As used in this section, "on-premises licensee" means any
9 of the following:

10 (a) A retailer that holds a license, other than a special
11 license, to sell alcoholic liquor for consumption on the licensed
12 premises.

13 (b) A manufacturer with an on-premises tasting room permit
14 issued under section 536.

15 (c) A manufacturer that holds an off-premises tasting room
16 license issued under section 536.

17 (d) A manufacturer that holds a joint off-premises tasting
18 room license issued under section 536.