

MICHIGAN LIQUOR CONTROL CODE OF 1998 (EXCERPT)
Act 58 of 1998

436.1609g Sale of nonalcoholic products to retailer; applicability of act.

Sec. 609g. (1) If a wholesaler sells nonalcoholic products to a retailer, this act does not apply to the sale, marketing, merchandising, or distribution of the nonalcoholic products except the following:

- (a) The wholesaler shall comply with section 609.
- (b) The wholesaler shall not do either of the following:
 - (i) Provide free nonalcoholic products to a retailer.
 - (ii) Provide credit to a retailer.

(2) If a wholesaler separately owns or has a direct or indirect financial interest in a company that sells nonalcoholic products, this act does not apply to the company that sells nonalcoholic products if all of the following conditions are met:

- (a) The company that sells nonalcoholic products is not a wholesaler.
- (b) The company that sells nonalcoholic products and the wholesaler have separate sales and delivery employees.
- (c) The company that sells nonalcoholic products and the wholesaler use separate delivery vehicles.
- (d) The company that sells nonalcoholic products and the wholesaler keep separate finances.
- (e) The company that sells nonalcoholic products does not engage in an activity on behalf of the wholesaler that would violate section 609.

(3) If a wholesaler separately owns or has a direct or indirect financial interest in a company that sells nonalcoholic products, the wholesaler and the company that sells nonalcoholic products may do all of the following:

- (a) Share human resources departments.
- (b) Have a joint payroll.
- (c) Lease warehouse space to each other.
- (d) Have joint vehicle maintenance.
- (e) Jointly recycle beverage containers.
- (f) Share warehouse employees and equipment.

History: Add. 2022, Act 225, Imd. Eff. Oct. 14, 2022.