

SUBSTITUTE FOR
HOUSE BILL NO. 4432

A bill to amend 1998 PA 58, entitled
"Michigan liquor control code of 1998,"
(MCL 436.1101 to 436.2303) by adding section 1014.

THE PEOPLE OF THE STATE OF MICHIGAN ENACT:

1 SEC. 1014. (1) AN ON-PREMISES LICENSEE SHALL NOT SELL, OFFER
2 TO SELL, OR ADVERTISE THE SALE OF AN UNLIMITED QUANTITY OF
3 ALCOHOLIC LIQUOR AT A SPECIFIC PRICE UNLESS ALL OF THE FOLLOWING
4 CONDITIONS ARE MET:

5 (A) THE SALE, OFFER, OR ADVERTISEMENT IS IN CONNECTION WITH A
6 PRIVATE FUNCTION.

7 (B) THE ON-PREMISES LICENSEE HAS ENTERED INTO A WRITTEN
8 AGREEMENT WITH THE ORGANIZER OF THE PRIVATE FUNCTION STATING ALL OF
9 THE FOLLOWING:

1 (i) THE DATE AND TIME THE EVENT WILL BE HELD.

2 (ii) THE LOCATION OF THE EVENT.

3 (iii) THE TERMS UNDER WHICH ALCOHOL WILL BE SOLD AND SERVED
4 DURING THE EVENT.

5 (C) THE ON-PREMISES LICENSEE MAKES AVAILABLE TO THE COMMISSION
6 AND LOCAL LAW ENFORCEMENT, ON NOTICE, THE WRITTEN AGREEMENT
7 DESCRIBED IN SUBDIVISION (B).

8 (2) AN ON-PREMISES LICENSEE SHALL NOT SELL, OFFER TO SELL, OR
9 ADVERTISE THE SALE OF 2 OR MORE IDENTICAL DRINKS CONTAINING
10 ALCOHOLIC LIQUOR TO AN INDIVIDUAL FOR THE INDIVIDUAL'S CONSUMPTION
11 FOR 1 PRICE. IF 2 OR MORE IDENTICAL DRINKS CONTAINING ALCOHOLIC
12 LIQUOR ARE SERVED TO AN INDIVIDUAL AT 1 TIME, THE PRICE CHARGED FOR
13 THE SECOND AND EACH ADDITIONAL DRINK MUST BE THE SAME AS THE PRICE
14 CHARGED FOR THE FIRST DRINK.

15 (3) AS USED IN THIS SECTION, "PRIVATE FUNCTION" MEANS AN EVENT
16 THAT MEETS ALL OF THE FOLLOWING CONDITIONS:

17 (A) IT IS A PREARRANGED PRIVATE PARTY, PRIVATE FUNCTION, OR
18 PRIVATE EVENT FOR A SPECIFIC SOCIAL OR BUSINESS OCCASION.

19 (B) ATTENDANCE IS ONLY BY INVITATION OR RESERVATION.

20 (C) IT IS NOT OPEN TO THE GENERAL PUBLIC.

21 (D) THE GUESTS ARE SERVED IN AN OUTDOOR SERVICE AREA OR ROOM
22 THAT IS WELL-DEFINED AND CLEARLY MARKED AND DESIGNATED AND USED
23 EXCLUSIVELY FOR THE EVENT.

24 Enacting section 1. This amendatory act takes effect 90 days
25 after the date it is enacted into law.