

Senate Fiscal Agency
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SFA**BILL ANALYSIS**

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Senate Bill 680 (Substitute S-1 as reported)
Sponsor: Senator Dale L. Shugars
Committee: Judiciary

CONTENT

The bill would amend the Michigan Liquor Control Act to prohibit the consumption or possession of alcohol on school property if both of the following circumstances existed:

- The school district adopted a formal policy prohibiting the consumption and possession of alcohol on the district's school property.
- The school district posted a conspicuous sign at all entrances to school property, including each public entrance to a school building, stating that consumption and possession of alcohol were prohibited.

A violation of the prohibition would be a misdemeanor, punishable by up to 93 days' imprisonment, a maximum fine of \$200, or both. The bill specifies that it would not prohibit an individual from being convicted of or found responsible for any other violation of law that arose out of the same transaction as a violation of the bill.

The bill would not apply to the consumption or possession of alcohol as part of a generally recognized religious service held on school property.

"School district" would mean a school district, local act school district, or intermediate school district, as those terms are defined in the Revised School Code; a public school academy; or a consortium or cooperative arrangement between any combination of districts and academies. "School property" would mean a building, facility, or structure and other real estate owned, leased, or otherwise controlled by a school district, but would not include a private residence.

Proposed MCL 436.34b

Legislative Analyst: P. Affholter

FISCAL IMPACT

Senate Bill 680 (S-1) would have an indeterminate fiscal impact on local government. The proposed legislation would create a new misdemeanor punishable by a jail term of not more than 93 days and/or a fine of not more than \$200. Thus, local government would have either increased costs of incarceration or additional fine revenue, or both. Costs of incarceration vary by county, and the number of people possibly subject to conviction under the proposed legislation is unknown at this time.

Date Completed: 3-23-98

Fiscal Analyst: K. Firestone