

HOUSE BILL No. 5056

July 15, 1997, Introduced by Reps. Basham, DeHart, Hanley, Goschka, Cherry, Hale and Stallworth and referred to the Committee on Health Policy.

A bill to amend 1978 PA 368, entitled
"Public health code,"
(MCL 333.1101 to 333.25211) by adding section 12917.

THE PEOPLE OF THE STATE OF MICHIGAN ENACT:

1 SEC. 12917. (1) IF A FOOD SERVICE ESTABLISHMENT CHARGES AN
2 AUTOMATIC GRATUITY FOR EACH MEAL, DRINK, CUSTOMER, OR TABLE
3 SERVED, THE FOOD SERVICE ESTABLISHMENT SHALL INCLUDE ON EACH BILL
4 A NOTICE OF THE AUTOMATIC GRATUITY. THE FOOD SERVICE ESTABLISH-
5 MENT SHALL INCLUDE IN THE NOTICE AT LEAST THE AMOUNT OF THE GRA-
6 TUIITY CHARGED, EXPRESSED EITHER AS A FIXED DOLLAR AMOUNT OR AS A
7 PERCENTAGE OF THE TOTAL BILL. THE FOOD SERVICE ESTABLISHMENT
8 SHALL PRINT THE NOTICE REQUIRED UNDER THIS SECTION ON EACH BILL
9 IN A TYPE SIZE AND FORMAT THAT IS CONSPICUOUS AND EASILY READABLE
10 IN CONTRAST TO THE SURROUNDING PRINTED MATERIAL ON THE BILL.

1 (2) A FOOD SERVICE ESTABLISHMENT THAT VIOLATES SUBSECTION
2 (1) IS SUBJECT TO LICENSURE SANCTION UNDER SECTION 12907,
3 INJUNCTION UNDER SECTION 12921, AND CRIMINAL PENALTY UNDER SEC-
4 TION 12922.