

SENATE BILL No. 399

June 1, 2011, Introduced by Senator JOHNSON 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 1026.

THE PEOPLE OF THE STATE OF MICHIGAN ENACT:

1 SEC. 1026. (1) BEGINNING 120 DAYS AFTER THE EFFECTIVE DATE OF
2 THE AMENDATORY ACT THAT ADDED THIS SECTION, ANY LICENSEE SELLING
3 ANY ALCOHOLIC LIQUOR FOR CONSUMPTION ON THE LICENSED PREMISES SHALL
4 HAVE AVAILABLE TO THE GENERAL PUBLIC, ON THE LICENSED PREMISES, A
5 SELF-OPERATED DEVICE THAT PROVIDES A PRELIMINARY CHEMICAL BREATH
6 ANALYSIS. THE DEVICE SHALL BE A TYPE APPROVED BY THE COMMISSION.

7 (2) NOT LATER THAN 60 DAYS AFTER THE EFFECTIVE DATE OF THE
8 AMENDATORY ACT THAT ADDED THIS SUBSECTION, THE COMMISSION SHALL
9 PROVIDE TO ANY LICENSEE, UPON REQUEST, A LIST OF APPROVED DEVICES.
10 THE COMMISSION SHALL ALSO MAKE THE LIST OF APPROVED DEVICES
11 AVAILABLE TO THE GENERAL PUBLIC ON ITS WEBSITE.

1 (3) THE COMMISSION MAY PROMULGATE RULES UNDER THE
2 ADMINISTRATIVE PROCEDURES ACT OF 1969, 1969 PA 306, MCL 24.201 TO
3 24.328, TO IMPLEMENT THIS SECTION.