

# SENATE BILL No. 438

September 22, 1987, Introduced by Senator BROWN and referred to the Committee on Regulatory Affairs.

A bill to amend Act No. 8 of the Public Acts of the Extra Session of 1933, entitled as amended "The Michigan liquor control act," as amended, being sections 436.1 to 436.58 of the Michigan Compiled Laws, by adding section 36.

## THE PEOPLE OF THE STATE OF MICHIGAN ENACT:

1       Section 1. Act No. 8 of the Public Acts of the Extra  
2 Session of 1933, as amended, being sections 436.1 to 436.58 of  
3 the Michigan Compiled Laws, is amended by adding section 36 to  
4 read as follows:

5       SEC. 36. (1) A FACILITY THAT CONDUCTS SPORTING EVENTS OR  
6 OTHER SPECTATOR EVENTS FOR WHICH TICKETS ARE SOLD OR DISTRIBUTED  
7 TO THE PUBLIC, HAS MORE THAN 1,000 SEATS AVAILABLE TO THE PUBLIC,  
8 AND IS LICENSED TO SELL ALCOHOLIC LIQUOR FOR CONSUMPTION ON THE  
9 PREMISES SHALL ESTABLISH A SEPARATE NONALCOHOLIC SEATING AREA OR

1 AREAS IN WHICH THE CONSUMPTION OF ALCOHOLIC LIQUOR IS NOT  
2 ALLOWED. EACH NONALCOHOLIC SEATING AREA SHALL CONTAIN, AS NEAR  
3 AS POSSIBLE, CONTIGUOUS SEATS. THE FACILITY SHALL MAKE IT A CON-  
4 DITION OF ATTENDANCE BY TICKET HOLDERS THAT A TICKET HOLDER WILL  
5 NOT POSSESS OR CONSUME ALCOHOLIC LIQUOR WHILE IN A NONALCOHOLIC  
6 SEATING AREA.

7 (2) THE NONALCOHOLIC SEATING AREA SHALL CONSIST OF NOT LESS  
8 THAN 25% OF THE TOTAL NUMBER OF SEATS AVAILABLE TO THE PUBLIC IN  
9 THE FACILITY, NOT INCLUDING SEPARATE CLUB OR DINING ROOM SEATING,  
10 PRIVATE ROOMS SEPARATED BY SOLID PARTITIONS FROM OTHER SPECTATOR  
11 SEATING, OR SEATS RESERVED FOR MEMBERS OF THE PRESS. IF THE  
12 TICKETS SOLD TO THE PUBLIC FOR A SPORTING OR OTHER SPECTATOR  
13 EVENT ARE ALL SOLD AT THE SAME PRICE, THE FACILITY MAY ESTABLISH  
14 A SINGLE NONALCOHOLIC SEATING SECTION MEETING THE 25% REQUIREMENT  
15 OF THIS SUBSECTION. IF THE TICKETS SOLD TO THE PUBLIC FOR A  
16 SPORTING OR OTHER SPECTATOR EVENT ARE SOLD AT DIFFERENT PRICES,  
17 THE FACILITY SHALL ESTABLISH A SEPARATE NONALCOHOLIC SEATING AREA  
18 AVAILABLE TO THE TICKET HOLDERS OF EACH PRICE OF TICKET, WITH 25%  
19 OF THE SEATS AVAILABLE TO THE HOLDERS OF EACH PRICE OF TICKET  
20 BEING RESERVED AS NONALCOHOLIC SEATING AREAS.

21 (3) A PERSON WHO POSSESSES OR CONSUMES ALCOHOLIC LIQUOR IN A  
22 NONALCOHOLIC SEATING AREA ESTABLISHED UNDER THIS SECTION IS  
23 GUILTY OF A MISDEMEANOR, PUNISHABLE AS PROVIDED IN SECTION 50.

24 (4) THE COMMISSION SHALL PROMULGATE RULES TO IMPLEMENT THIS  
25 SECTION, INCLUDING RULES THAT REQUIRE NOTICE TO TICKET HOLDERS OF  
26 THE PROVISIONS OF THIS SECTION, AND PROVIDING CONSPICUOUS WARNING  
27 OF THE PENALTY PROVIDED IN SUBSECTION (3).