

Article IV, Section 40, of the Michigan Constitution (1963), permits the legislature to establish a Liquor Control Commission, which shall exercise complete control of the alcoholic beverage traffic within this state, including the retail sales thereof, subject to statutory limitation. MCL 436.1201(2) provides the Commission with the sole right,

power, and duty to control the alcoholic beverage traffic and traffic in other alcoholic liquor within this state, including the manufacture, importation, possession, transportation and sale thereof.

The Commission has before it the issue of granting a one-time exception to Administrative Order 2015-04-Distilled Spirit Products Distribution Changes. To address this issue, the Commission presents this Administrative Order under the authority of the Liquor Control Code, MCL 436.1101 et seq. Specifically, for an ADA to be eligible for appointment by the Commission as an ADA, the ADA must demonstrate that it has entered into a written agreement or contract with a Supplier/Vendor of Spirits for the purpose of warehousing and delivering a brand or brands of spirits of that Supplier/Vendor of Spirits. MCL 436.1205 and R 436.1802.

After review and discussion of this issue at the meeting, the Commission finds that this Administrative Order should be approved to establish an extension of the 90-day deadline for submitting all required information for the ADA Supplier/Vendor of Spirits Change effective August 2, 2020.

THEREFORE, IT IS ORDERED THAT:

- A. An ADA must provide written notice of an ADA Supplier/Vendor of Spirits change to the Commission's Financial Management Division on or before May 29, 2020.
- B. The ADA's written notice must identify the current ADA of the Supplier/Vendor of Spirits, new ADA, effective date of the change, and product names. The notice must also include an ADA contract or addendum and an acknowledgement by the new ADA.

- C. The ADA must ensure that the Supplier/Vendor submits an ADA Change quotation in the State's E-quote system on or before May 29, 2020 for every liquor code being moved.
- D. The ADA must accurately provide all the required documentation and must ensure that all the necessary functions are performed on or before May 29, 2020 to prevent a delay in the ADA Change.
- E. This Administrative Order is effective immediately.

MICHIGAN LIQUOR CONTROL COMMISSION



---

Pat Gagliardi, Chairman



---

Dennis Olshove, Commissioner



---

Geralyn A. Lasher, Commissioner