

DUE TO THE CORONAVIRUS STATE OF EMERGENCY, ALL PLACES OF PUBLIC ACCOMMODATION ARE CLOSED TO THE PUBLIC **UNTIL JUNE 12, 2020 AT 11:59 PM**, PURSUANT TO [EXECUTIVE ORDER 2020-69](#), AS EXTENDED BY EXECUTIVE ORDER 2020-100. FURTHERMORE, [EXECUTIVE ORDER 2020-96](#) TEMPORARILY SUSPENDS ACTIVITIES THAT ARE NOT NECESSARY TO SUSTAIN OR PROTECT LIFE.

For information on the reopening of restaurants and bars in Regions 6 and 8 pursuant to Executive Orders 2020-96 and 2020-97 [click here](#).

- The Executive Order applies to any restaurant, bar, tavern, brew pub, microbrewery, brewery, distillery, winery, tasting room, club, bowling alley, movie theater, golf courses, or any other business that is licensed for the consumption of alcoholic liquor on the licensed premises. This includes the following license types that allow for on-premises consumption of alcoholic liquor:
 - Class C license
 - Tavern license
 - A-Hotel license
 - B-Hotel license
 - Special license
 - Club license
 - G-1 or G-2 license
 - Brew Pub license
 - Any combination of manufacturer licenses with On-Premises Tasting Room Permit for on-premises consumption:
 - Micro Brewer license
 - Brewer license
 - Small Wine Maker license
 - Wine Maker license
 - Small Distiller license
 - Distiller/Manufacturer of Spirits license
 - Mixed Spirit Drink Manufacturer license
 - Off-Premises Tasting Room license for on-premises consumption
 - Joint Off-Premises Tasting Room license for on-premises consumption

- Businesses that hold liquor licenses for the sale of alcoholic liquor to go, such as grocery stores, convenience stores, or liquor stores, are not closed to the public under the Executive Order. In offering food or beverage, a place of public accommodation subject to the Executive Order may permit up to five members of the public at one time in the place of public accommodation for the purpose of picking up their food or beverage orders so long as those individuals are at least six feet apart from one another while on premises. This includes the following license types that allow **for the sale of alcohol only to go**:
 - Specially Designated Distributor license
 - Specially Designated Merchant license – a Class C, Tavern, A-Hotel, or B-Hotel license that also holds a Specially Designated Merchant license may sell beer and wine to go, but not spirits or mixed spirit drink products
 - Any combination of manufacturer licenses with On-Premises Tasting Room Permit **for sales of alcohol only to go**:
 - Micro Brewer license
 - Brewer license
 - Small Wine Maker license
 - Wine Maker license
 - Small Distiller license
 - Distiller/Manufacturer of Spirits license
 - Mixed Spirit Drink Manufacturer license
 - Off-Premises Tasting Room license **for sales of alcohol only to go**
 - Joint Off-Premises Tasting Room license **for sales of alcohol only to go**

Can alcoholic liquor be delivered to customers?

- On-premises and off-premises retailer licensees that hold **Specially Designated Merchant (SDM) licenses** may deliver beer and wine to customers at their homes or designated locations in compliance with MCL 436.1203(12):
 - The beer or wine is delivered by the SDM licensee's own employees.
 - The SDM licensee or its employee who delivers the beer or wine verifies that the individual accepting delivery is at least 21 years of age.
 - If the SDM licensee or its employee intends to provide service to consumers, the SDM licensee or its employee providing the service has received alcohol server training through a server training program approved by the Commission.
- Off-premises retailer licensees with **Specially Designated Distributor (SDD) licenses** may deliver spirits and mixed spirit drink products to customers at their homes or designated locations in compliance with MCL 436.1203(14):
 - The spirits are delivered by the retailer's own employees.
 - The retailer or its employee who delivers the spirits verifies that the individual accepting delivery is at least 21 years of age.
 - If the retailer or its employee intends to provide service to consumers, the retailer or its employee providing the service has received alcohol server training through a server training program approved by the Commission.
- Businesses with **Brewpub and Micro Brewer licenses** may deliver beer they manufacture to customers at their homes or designated locations in compliance with MCL 436.1203(12):
 - The beer is delivered by the brewpub's or micro brewer's own employees.
 - The brewpub or micro brewer or its employee who delivers the beer verifies that the individual accepting delivery is at least 21 years of age.
 - If the brewpub or micro brewer or its employee intends to provide service to consumers, the brewpub or micro brewer or its employee providing the service has received alcohol server training through a server training program approved by the Commission.
- A Wine Maker or Small Wine Maker licensee that holds a **Direct Shipper license** may deliver wine to customers at their home if the licensee complies with the conditions of [MCL 436.1203\(4\)](#).
- **Third Party Facilitator Service licensees** may deliver beer, wine, or spirits on behalf of SDD and SDM licensees to customers at their homes or designated locations in compliance with MCL 436.1203(15) and (16):
 - If the Third Party Facilitator Service licensees delivers beer, wine, or spirits, the third party facilitator service verifies that the individual accepting the delivery of the beer, wine, or spirits is at least 21 years of age.
 - The retailer or consumer pays the fees associated with deliveries.
 - The Third Party Facilitator Service licensees offers services for all brands available at the SDD or SDM licensed location.

Are there any license types that cannot deliver alcoholic liquor?

The following license types **CANNOT DELIVER** alcoholic liquor to customers:

- **Class C license**
- **Tavern license**
- **A-Hotel license**
- **B-Hotel license**
- **Special license**
- **G-1 or G-2 License**

- Brewer license
- Small Wine Maker license
- Wine Maker license
- Small Distiller license
- Distiller/Manufacturer of Spirits license
- Mixed Spirit Drink Manufacturer license
- Off-Premises Tasting Room license
- Joint Off-Premises Tasting Room license

Can I fill growlers of beer to go under the Executive Order?

- Beer growlers to go can be filled by licensees that are allowed to fill and sell growlers. For more information on the licensees that may sell and fill growlers to go, please see the growlers FAQ document on the Commission website [by clicking here](#).

Can alcoholic liquor be sold at a drive-up or walk-up window, through a drive-through lane, or through curbside service?

- Drive-up, drive-through, and walk-up service of alcohol is **prohibited**. A customer may enter the licensed premises to purchase alcohol to go.
- Grocery stores, liquor stores, convenience stores, and other licensees with Specially Designated Distributor or Specially Designated Merchant licenses can provide curbside service to customers, **if the licensee has been approved for curbside service by the Commission**.

I just received my annual license renewal application, how will the Coronavirus state of emergency affect my renewal?

- The Commission approved an extension of the annual renewal deadline from April 30, 2020 to May 31, 2020 to accommodate licensees in submitting their renewals. The extension was approved through Administrative Order 2020-05 on Friday, March 13, 2020. You may read the order on the Commission's website [by clicking here](#).
- You are strongly encouraged to renew your license online to ensure timely processing of your renewal application and avoid any potential delays with mailing your renewed license. The renewal portal is open and may be accessed 24 hours a day, 7 days a week [at the Commission's website](#). The MLCC Licensing Division appreciates your timely renewal and is working to ensure that this year's renewal goes smoothly. As a reminder, failure to renew and receive an updated license may result in violations and/or automatic termination of the license.

My non-profit organization was previously approved for a special license for an event to be held before June 12, 2020, can this event take place?

- No. Please see the instructions below regarding cancellations of Special Licenses.

Will the MLCC process and approve special license requests for events held through June 12, 2020?

- No. Please see the instructions below regarding cancellations of Special Licenses.

My nonprofit organization had a Special License for an upcoming event that was cancelled. What should I do?

- If your organization has been approved for a Special License and are you cancelling a Special License event, please email the details of your event cancellation to: mlccspeciallicenses@michigan.gov. A cancelled Special License will not count toward your organization's 12 license annual limit. No refunds will be issued for cancelled Special License events.
 - You must email the cancellation notification to the MLCC prior to the Special License event date(s) being cancelled.
 - If you cancel an event and notify the MLCC after the event date(s), you must submit written verification from the local law enforcement agency verifying the event was not held.
 - Include your organization name, the date(s) of the event(s) to be cancelled, and the license number on the Special License(s).
- If you would like to amend a Special License event date of an event that you are postponing due to the Covid-19 situation, you must submit written approval from the local law enforcement agency approving the amended event date along with a written request to amend the Special License date. A request to amend a Special License event date can only be accepted if the request and local law enforcement approval is submitted prior to the original approved Special License event date.

Can I cancel a pending order placed with an Authorized Distribution Agent (ADA) for a future delivery?

- Yes. If the ADA has not already pulled the order, a licensee may go online through the Online Ordering (OLO) system and zero out their choices and resubmit the order with all zeros. If the ADA has already pulled the order, the licensee must contact the ADA directly to cancel the order.

Does the Executive Order apply to the sale and service of alcohol on golf courses?

- While golfing is allowed under Executive Order 2020-96, alcohol cannot be sold or served to customers on the licensed premises of the golf course, including the outdoor areas of the golf course that are licensed for outdoor service of alcohol.
- A golf course may not allow golfers to bring their own alcohol to consume in the licensed outdoor service area of the golf course pursuant to MCL 436.1901(3).
- A golf course with a Specially Designated Merchant (SDM) license may not allow golfers to consume beer and wine sold under the SDM license in the licensed outdoor service area of the golf course pursuant to R 436.1523.
- Pursuant to Executive Orders 2020-96 and 2020-97, golf courses located in Regions 6 and 8 may sell and serve alcohol beginning on May 22, 2020 at 12:01 a.m. [Click here for more information](#) on the requirements for licensees in Regions 6 and 8.

Do I still have to maintain my liquor liability insurance if my business is closed?

- No. If you let your liability insurance lapse though, you should also submit your license to be placed in escrow with the Commission, so your license status will correctly reflect it is not active. Once you are ready to reopen, you will need to notify the Commission and request that your license be released from escrow. You may be asked to provide a new proof of liquor liability insurance or other documentation before your license can be activated and released to you for use.

If I am only open for takeout and/or delivery, do I need to maintain liquor liability insurance?

- Yes. If your business is still open for takeout and/or delivery, you **must** continue to maintain liquor liability insurance, pursuant to MCL 436.1803.

If my business is closed, what do I need to do with my liquor license?

- If you intend to be closed for a period of less than 30 days, you do not need to take any action with the Commission as long as you maintain liquor liability insurance and your business entity is in good standing.
- If your business is closed for more than 30 days due to the Executive Orders related to the Coronavirus state-of-emergency, you do not need to place your license into escrow **as long as you maintain liquor liability insurance**. The Commission approved [Administrative Order 2020-11](#) on March 31, 2020 to allow for this exception to the R 436.1047 for the duration of the Executive Orders and 30 days after the Executive Orders expire. If you do not want to maintain liquor liability insurance, you must place your license into escrow as described below.
- You may place your license in escrow by visiting our website at www.michigan.gov/lcc and downloading the [Request to Place License In Escrow form \(LCC-108\)](#). Follow the instructions on this form and provide the completed application to our office by fax or email. You will then receive notification when the license is placed in escrow with our office. Escrow rules and additional FAQs are attached to the LCC-108 form for additional information on your responsibilities.

I have an On-Premises license with a takeout (Specially Designated Merchant - SDM) license. Can I place my on-premises license in escrow and just maintain the takeout SDM license?

- No. The takeout (SDM) license has been issued in conjunction with your on-premises license and cannot be used or licensed independently from your on-premises license. Therefore, you must maintain both licenses to continue to qualify for licensure.

Beer/Wine/Mixed Spirits/Small Distiller Monthly or Quarterly Tax Reports/Payments Deadlines Extended

- Due to the Coronavirus state-of-emergency, the Commission has extended the deadlines for the monthly or quarterly tax reports and tax payments for the months of March, April, and May 2020, as well as the 1st Quarter 2020 under [Administrative Order 2020-15](#). These tax reports and tax payments will be due on or before July 15, 2020 with no late fees assessed if received by this time. Please report each month or quarter separately.

May a Wholesaler licensee go into bars and restaurants now and exchange expired product for new to prepare for opening and sanitizing?

- Yes. Pursuant to Executive Order 2020-96, businesses may begin the preparatory work needed before reopening to the public. Wholesalers may pick-up beer or wine from retailers pursuant to [MCL 436.1609c](#).

May vendors go into bars and restaurants now and clean beer lines to prep for opening and sanitizing?

- Yes. Pursuant to Executive Order 2020-96, businesses may begin the preparatory work needed before reopening to the public.

What is the process for handling kegs of beer at retailer locations that have gone out of date during the Stay Home Stay Safe Executive Orders?

- Wholesaler licensees may pick-up out-of-date kegs of beer from retailers pursuant to [MCL 436.1609c](#). The out-of-date kegs shall be returned to their respective brewery or Outstate Seller of Beer licensee. The costs of returning the kegs shall be handled in the same manner that was being utilized by each brewer or outstate seller of beer and their respective wholesaler prior to the issuance of EO 2020-21. The brewery or Outstate Seller of Beer licensee shall be responsible for decanting of the kegs. Wholesalers shall not participate in decanting of kegs as that would violate [MCL 436.1609](#).

Updated May 22, 2020