

## SENATE BILL No. 590

By Committee on Federal and State Affairs

3-14

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9 AN ACT concerning flavored malt beverages; relating to taxation and  
10 labeling.

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12 *Be it enacted by the Legislature of the State of Kansas:*

13 Section 1. (a) This act shall be known as the flavored malt beverage  
14 act.

15 (b) "Flavored malt beverage" means a malt beverage which meets  
16 the formula definitions as set forth in department of the treasury, alcohol  
17 and tobacco tax and trade bureau regulations published January 3, 2005,  
18 at 27 CFR Parts 7 and 25.

19 (c) Notwithstanding any other provision of law, any malt product which  
20 meets the formula definitions of 27 CFR Parts 7 and 25 published January  
21 3, 2005, regarding flavored malt beverages shall have imposed upon it the  
22 tax rate for malt beverages as set forth in K.S.A. 41-501, and amendments  
23 thereto, for beer and cereal malt beverage.

24 (d) Notwithstanding any other provision of law, any malt product  
25 which meets the definitions of 27 CFR Parts 7 and 25 published January  
26 3, 2005, regarding flavored malt beverages shall be deemed in compliance  
27 with the labeling requirements of this state when its labeling meets the  
28 requirements of 27 CFR Parts 7 and 25 published January 3, 2005.

29 (e) Any manufacturer or brewer who intends that its products be  
30 classified as a flavored malt beverage under this act shall file with the  
31 secretary of revenue its registration of such products on a form prescribed  
32 by the secretary for such purpose, along with such other documentation  
33 as the secretary may require by rules and regulations.

34 Sec. 2. This act shall take effect and be in force from and after its  
35 publication in the statute book.