

SESSION OF 2009

SUPPLEMENTAL NOTE ON SENATE BILL NO. 53

As Amended by House Committee on
Federal and State Affairs

Brief*

SB 53, as amended, would make changes in the Cereal Malt Beverage Act by allowing a county or a city certain discretion on whether to issue, revoke, or suspend a retail cereal malt beverage license to any person, partnership, or corporation if any member or stockholder of such entities owns or has owned a 25 percent aggregate of stock of such corporation.

Current law prohibits the issuance of a license to a corporation if any manager, officer, director, or any stockholder who owns more than 25 percent of the stock of the corporation.

Background

A representative for the City of Salina submitted written testimony as a proponent on the bill. A representative from the League of Kansas Municipalities testified in support of the bill with suggested amendments to the original bill.

The Senate Committee amended the bill by allowing a county or city to issue a retail liquor license to any entity that owns or has owned a 25 percent aggregate of stock in any partnership or corporation.

The House Committee made a technical amendment to the bill and added clarifying language to list causes for revocation or suspension that may be subject to discretion and those for which no discretion is delegated to the local governing body.

*Supplemental notes are prepared by the Legislative Research Department and do not express legislative intent. The supplemental note and fiscal note for this bill may be accessed on the Internet at <http://www.kslegislature.org>

The fiscal note from the Division of Budget indicates that SB 53 would increase tax revenues if more cereal malt beverage retail licenses were approved or retained. According to the fiscal note, the amount of revenue cannot be estimated.