

SESSION OF 2011

SUPPLEMENTAL NOTE ON SENATE BILL NO. 25

As Amended by Senate Committee of the Whole

Brief*

SB 25, as amended, would allow the board of county commissioners or the governing body of any city to issue a temporary special event retailer's permit which would allow a temporary permit holder to sell cereal malt beverage for consumption, subject to the following conditions:

- The permit would be issued for the duration of the special event;
- No more than four permits may be issued to one applicant in a calendar year;
- The premises must be specified for which the permit is issued and include the dates and hours the special event will take place; and
- The permit cannot be transferred.

The bill would exempt the temporary permit holder from the Keg Registration Act requirements.

Background

Attorney General's Opinion 2010-12 stated that cereal malt beverage licenses could only be issued on an annual basis or for the calendar year. A beer distributor can only sell cereal malt beverages to a retailer holding a license that was issued on an annual basis or for a calendar year. This does

*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>

not preclude a city or county from issuing an annual license for festivals and other short term events.

Proponents of the original bill, as introduced, included representatives of the City of Wichita, Wichita Festivals Inc., and the League of Kansas Municipalities. No opponents testified before the Committee.

The Senate Federal and State Affairs Committee amended the bill to change “license” to “permit,” required the permit to be issued for the duration of the special event, deleted the requirement for the Director of Alcohol and Beverage Control to issue rules and regulations, and made the temporary permit holder exempt from the Keg Registration Act requirements.

The Senate Committee of the Whole made a technical amendment.

The fiscal note indicates that enactment of the bill, as introduced, would have no fiscal effect on the State budget.