

February 24, 2020

The Honorable Bud Estes, Chairperson  
Senate Committee on Federal and State Affairs  
Statehouse, Room 136-E  
Topeka, Kansas 66612

Dear Senator Estes:

**SUBJECT:** Fiscal Note for SB 433 by Senate Committee on Federal and State Affairs

In accordance with KSA 75-3715a, the following fiscal note concerning SB 433 is respectfully submitted to your committee.

SB 433 would allow the Director of Alcohol and Beverage Control (ABC) to suspend or revoke a license under the Kansas Liquor Control Act or the Club and Drinking Establishment Act.

The Kansas Department of Revenue indicates the ABC has no ability to efficiently enforce its disciplinary orders, other than to wait until the licensee attempts to renew its license, which could potentially be up to two years from the violation in question. To attempt to remedy this issue, the ABC uses a complicated progression of statutes under the Kansas Administrative Procedure Act in which the license is immediately suspended, then the suspension is immediately “stayed” for 30 days, and if the licensee fails to pay the fine imposed, then the “stay” is lifted and the license is suspended. This is burdensome and overly confusing for licensees. SB 433 would allow the ABC to more efficiently enforce disciplinary orders and collect fine payments and would align the ABC with other regulatory agencies who already have a similar provision. The Kansas Department of Revenue indicates that enactment of SB 433 would have no fiscal effect on the agency but would increase efficiency and timeliness of fine payments. Any fiscal effect associated with SB 433 is not reflected in *The FY 2021 Governor’s Budget Report*.

Sincerely,



Larry L. Campbell  
Director of the Budget

cc: Lynn Robinson, Department of Revenue