

MINUTES OF THE House COMMITTEE ON Federal and State AffairsThe meeting was called to order by Rep. Neal D. Whitaker at
Chairperson1:30 ~~a.m.~~ p.m. on March 16, 1983 in room 526-S of the Capitol.

All members were present except: Rep. Peterson, who was excused.

Committee staff present:

Russ Mills, Legislative Research
Mary Torrence, Revisor of Statute's Office
Nora Crouch, Committee Secretary

Conferees appearing before the committee:

Rep. Leary Johnson

Chairman Whitaker called the meeting to order and announced that Rep. Leary Johnson had a bill request for the Committee's consideration.

Rep. Leary Johnson appeared to explain the provisions of a proposed bill, stating that about a month ago the Agriculture Committee looked at ways that farmers could diversify on their crops in order to make a living. Appearing before the Committee was a gentleman who raised grapes and the Committee found that Kansas was once one of the ranking states in the production of wine. (See Attachment A)

Rep. Cobb moved, Rep. Ramierz seconding, that the bill be introduced with the understanding that the Agriculture Committee gets the bill back. The motion carried.

Rep. Sallee moved, Rep. Matlack seconding, that SB 244 be recommended favorably for passage. The motion carried.

The Chairman explained to the representatives of the League of Women Voters in the audience that the Committee was acting upon bills previously heard and discussed by the Committee.

Rep. Ott moved, Rep. Barr seconding, that HB 2330 be reported favorably for passage. The motion carried.

Rep. Matlack moved, Rep. Ediger seconding, that the substitute language for HB 2375 be inserted in the bill and be introduced as a substitute bill. Rep. Brady made a substitute motion, Rep. Sughrue seconding, that HB 2375 be reported adversely. The motion carried.

Rep. Ott moved, Rep. Murphy seconding, that on HB 2418 on Line 28 the word "owning" be stricken and the words "having the right to produce" be inserted in its place. The motion carried. Rep. Fuller moved, Rep. Runnels seconding, that HB 2418 be reported favorably for passage as amended. The motion carried. Rep. Vancrum is recorded as voting no.

On HB 2527, Rep. Fuller moved, Rep. Cobb seconding, that on Lines 49 through 51, the sentence "As a prerequisite for attaining membership the management must screen the applicants for good moral character" be deleted. The motion carried. Rep. Vancrum moved, Rep. Brady seconding, that the test be reinstated at 40% for the food requirement. Rep. Matlack made a substitute motion, Rep. Sallee seconding, that HB 2527 be reported adversely. The motion failed. Rep. Vancrum and Rep. Brady withdrew the motion and second on 40%. Rep. Ott moved, Rep. Eckert seconding, that the test be reinstated at 30% for food requirement. Rep. Fuller stated that an expiration date is needed on the card or we will have open saloons. Rep. Ott offered to withdraw his motion on 30% but the second would not withdraw. Rep. Fuller made a substitute motion, Rep. Ott seconding, that HB 2527 be reported favorably for passage as amended. The motion failed. A division was called for. 6 voted yes and 10 voted no.

CONTINUATION SHEET

MINUTES OF THE House COMMITTEE ON Federal & State Affairs,
 room 526-S, Statehouse, at 1:30 ~~XX~~ p.m. on March 16, 1983

Rep. Hensley moved, Rep. Runnels seconding, that HB 2150 be reported adversely. Rep. Matlack made a substitute motion, Rep. Ediger seconding, that HB 2150 be tabled. The motion failed. A division was called for. 9 voted yes and 10 voted no. After considerable Committee discussion, the original motion carried.

The Chairman announced that the minutes of February 23, 24, 28, and March 2 and 3, 1983, were at their places for approval. Rep. Matlack moved to remove HB 2146 from the table. The Chairman ruled that the motion was not in order. Rep. Matlack challenged the ruling of the Chair. The Chair was sustained. Rep. Barr moved, Rep. Cobb seconding, to approve the minutes. The motion carried.

The meeting adjourned.

GUEST LIST

FEDERAL & STATE AFFAIRS COMMITTEE

DATE 2/16/83

(PLEASE PRINT)

NAME	ADDRESS	WHO YOU REPRESENT	VOTERS
NANCY MAES	RR 1, BX 77 ASSARIA, KS 67016	LEAGUE OF WOMEN	
Di Juntas	217 Millwood Salina, Ks	LWV	
Mavis Harder	2041 Starlight, "	LWV	
Rubrod Joyfa	Jopelma	Life at Best	
Darlene Stearns	Jopelma	Consultation of Churches	
Connie Dietz	Wichita	LWU-W	
Tom Regan	Jopelma	KLRRA	
Don Jurgent	McPherson	KS One	
Ellen Pfen	O.P.B. Ks	LWU of 4, 80.	
Carol Sader	Prairie Village, Ks	LWV of Jo Co.	
Jessie Summers	8325 Stoneridge	Wichita, Ks 67206	
DEPUTY MRS. M. L. RUSSELL	POB 973A ROUTE	WICHITA, KS, 67201	
Debbey Exon	10426 Conser O.P. Ks	League of Women Voters	
Harrington Burkhalter	2100 W 7th Merwin Ks	LWU - Johnson City	

HOUSE BILL NO. _____

By Committee on Federal and State Affairs

AN ACT concerning alcoholic beverages; relating to licensure of certain wineries and permitting certain sales of wine by those wineries.

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

Section 1. The legislature of the state of Kansas, recognizes, by the passage of this act, the vital contribution of the agricultural industry to the economy of this state, and declares that the intent of this act is to enhance and expand such industry by authorizing and encouraging the domestic production of native wines from grapes, berries, fruits and vegetables grown in Kansas.

The legislature further recognizes the vital contribution of the tourist industry to the economy of this state, and declares that the intent of this act is to enhance such industry by encouraging the planting and development of native vineyards, the construction of native wineries, and the production and sale of native wines to that tourists traveling through Kansas may visit vineyards, wineries and winecellars, and purchase Kansas domestic wines.

The legislature of the state of Kansas further recognizes the need for the expansion, diversification and development of Kansas economy, and declares that the intent of this act is to authorize and encourage the introduction of a new industry into this state which will provide new employment opportunities, additional income, and support for existing industries in this state.

Sec. 2. (a) For the privilege of manufacturing wine, which manufacturing shall be in accordance with all provisions of federal law applicable thereto except as may otherwise be

Reh. A

specified in this section, in quantities not to exceed 500,000 gallons, not in excess of 18% of alcohol by weight, from grapes, berries, other fruits, fruit products, honey and vegetables produced or grown in the state of Kansas, exclusive of sugar, water and spirits, there shall be paid to and collected by the director in lieu of the charges provided in K.S.A. 41-310, a license fee of \$5 for each 500 gallons or fraction thereof of wine produced up to a maximum license fee of \$300.

(b) Notwithstanding the provisions of subsection (a), a manufacturer licensed under this section may use in any calendar year such wine-making material produced or grown outside the state of Kansas in a quantity not exceeding 15% of the manufacturer's wine entered into fermentation in the prior calendar year.

(c) In any year when a natural disaster causes substantial loss to the Kansas crop of grapes, berries, other fruits, fruit products, honey or vegetables from which wines are made, the secretary of the department of agriculture shall determine the percentage of loss and allow a certain additional percentage, based on the prior calendar year's production of such products, to be purchased outside the state of Kansas to be used and offered for sale by Kansas wineries.

(d) A manufacturer licensed under this section may purchase and sell bulk or packaged wines received from other manufacturers licensed under this section and may also purchase in bulk, bottle and sell to duly licensed wineries, wholesalers and retail dealers on any day except Sunday. A manufacturer licensed under this section may offer samples of wine, may sell wine in its original package directly to consumers at the winery, and may open wine so purchased by customers for consumption on the winery premises on Monday through Saturday between 6:00 a.m. and midnight and on Sunday between 12:00 p.m. and 6:00 p.m.

Sec. 3. This act shall take effect and be in force from and after its publication in the statute book.