

Approved 4/5/83  
Date

MINUTES OF THE SENATE COMMITTEE ON FEDERAL AND STATE AFFAIRS

The meeting was called to order by Senator Bill Morris at  
Vice- Chairperson

11:00 a.m. ~~p.m.~~ on April 4, 19 83 in room 254-E of the Capitol.

All members were present except: Senator Reilly and Senator Francisco

Committee staff present: Fred Carman, Assistant Revisor of Statutes  
Russell Mills, Legislative Research  
Emalene Correll, Legislative Research  
June Windscheffel, Secretary to the Committee

Conferees appearing before the committee: Greg Lux, Kansas Wine and Spirits Wholesalers Assn., Inc.

HB2505 - relating to alcoholic beverages, license fees.

The Chairman called the committee's attention to HB2505, that a motion had been made by Senator Winter to amend it to put in the same provisions that were in SB327, with a 2d by Senator Vidricksen, at the last meeting of the committee, and that proper action would be to dispose of that motion. The vote was taken following discussion, and the motion failed.

SCR1613 - relating to modifying rules and regulations of secretary of revenue, alcoholic beverages, trade practices.

The Chairman called the committee's attention to SCR1613.

Greg Lux stated that there are two parts to this. There is a portion where the Director has specifically eliminated certain points of sale. This resolution addresses one problem which they found when they reviewed the Director's rules and regulations.

Senator Meyers moved to adopt the further amendments to strike "per calendar year" in line 37, and strike in line 46 "which is in use at any one time," and insert before the period, "per calendar" in line 47, and to strike "per calendar year" in line 53. 2d by Senator Parrish. Motion carried.

Senator Pomeroy said that in order to get the consensus of the committee he would move to further amend SCR1613 by turning it into a rejection resolution rejecting 14-1-1, 14-10-1, 14-10-1a, 14-10-1b, 14-10-2, the net effect to be the current rules and regulations with point of sale to be the way they were before they were amended by the ABC this last year. 2d by Senator Gannon. Motion carried.

Senator Pomeroy moved SCR1613 as amended be reported favorably for adoption as amended. 2d by Senator Gannon. Motion carried.

SCR1615 - relating to advertising limitations for alcoholic beverages.

Fred Carman passed out the balloon note of SCR1615 which he had prepared for the committee. (Attachment #1) Senator Pomeroy moved that SCR1615 be reported favorably as amended. 2d by Senator Roitz. Senator Winter made a substitute motion to table SCR1615. 2d by Senator Parrish. Motion carried.

Senator Winter moved that the committee introduce a bill that is the same as Substitute for SB286. 2d by Senator Parrish. Motion carried.

Senator Roitz moved that the Minutes of March 10, 23, 24, 28 and 29, be approved. 2d by Senator Vidricksen. Motion carried.

The meeting adjourned at 12:00 noon.

Unless specifically noted, the individual remarks recorded herein have not been transcribed verbatim. Individual remarks as reported herein have not been submitted to the individuals appearing before the committee for editing or corrections.

0081 cerning age or maturity is contained in any advertisement, it shall  
 0082 include (in direct conjunction and with substantially equal con-  
 0083 spicuousness) all parts of the statement concerning age and  
 0084 percentages, if any, which appear on the label. However, in  
 0085 advertisement for any whiskey or brandy which does not bear a  
 0086 statement of age on the label, or an advertisement for rum which  
 0087 is four (4) years or more old, may contain general inconspicuous  
 0088 age, maturity or other similar representations;

0089 (b) Kansas licensees shall not be allowed to advertise any  
 0090 alcoholic liquor by the brand name; however, this restriction  
 0091 shall not apply to the advertising of private labels when the same  
 0092 are advertised by the licensed distributor owning the label.

0093 *Be it further resolved:* That Kansas administrative regulation  
 0094 14-8-11 be modified to read as follows:

0095 14-8-11. *Advertising by radio, television, motion pictures,*  
 0096 *gifts prohibited.* No licensee shall advertise any alcoholic liquor  
 0097 ~~nor place of business over the radio, television, public address~~  
 0098 ~~system, or by means of motion pictures, still slides, or film strips,~~  
 0099 ~~or by the~~ gift or distribution of matches or similar advertising  
 100 ~~media.~~ A retail licensee may provide shirts or jackets for bowling,  
 101 baseball, or other athletic teams so long as the advertising to be  
 102 placed on the garment consists solely of the name and address of  
 103 the liquor store as it appears on the retail license. Any manufac-  
 104 turer, supplier ~~or~~ distributor *or retailer* may advertise *distilled*  
 105 *spirits*, wine or beer over the radio, television, public address  
 106 system, or by means of motion pictures, still slides or film strips.

107 *Be it further resolved:* That Kansas administrative regulations  
 108 14-8-2 and 14-8-11 are hereby modified by this concurrent reso-  
 109 lution and shall become effective as modified on May 1, 1983.

; certain

any

Atch. 1

0081 cerning age or maturity is contained in any advertisement, it shall  
 0082 include (in direct conjunction and with substantially equal con-  
 0083 spicuousness) all parts of the statement concerning age and  
 0084 percentages, if any, which appear on the label. However, in  
 0085 advertisement for any whiskey or brandy which does not bear a  
 0086 statement of age on the label, or an advertisement for rum which  
 0087 is four (4) years or more old, may contain general inconspicuous  
 0088 age, maturity or other similar representations;

0089 (b) Kansas licensees shall not be allowed to advertise any  
 0090 alcoholic liquor by the brand name; however, this restriction  
 0091 shall not apply to the advertising of private labels when the same  
 0092 are advertised by the licensed distributor owning the label.

0093 *Be it further resolved:* That Kansas administrative regulation  
 0094 14-8-11 be modified to read as follows:

0095 14-8-11. ~~Advertising by radio, television, motion pictures,~~  
 0096 ~~gifts prohibited. No licensee shall advertise any alcoholic liquor~~  
 0097 ~~nor place of business over the radio, television, public address~~  
 0098 ~~system, or by means of motion pictures, still slides, or film strips,~~  
 0099 ~~or by the gift or distribution of matches or similar advertising~~  
 0100 ~~media. A retail licensee may provide shirts or jackets for bowling,~~  
 0101 ~~baseball, or other athletic teams so long as the advertising to be~~  
 0102 ~~placed on the garment consists solely of the name and address of~~  
 0103 ~~the liquor store as it appears on the retail license. Any manufac-~~  
 0104 ~~turer, supplier or distributor or retailer may advertise distilled~~  
 0105 ~~spirits, wine or beer over the radio, television, public address~~  
 0106 ~~system, or by means of motion pictures, still slides or film strips.~~

0107 *Be it further resolved:* That Kansas administrative regulations  
 0108 14-8-2 and 14-8-11 are hereby modified by this concurrent reso-  
 0109 lution and shall become effective as modified on May 1, 1983.

desex bill

newspaper,

in any newspaper,

manufacturer, supplier,  
distributor or retailer