

MINUTES OF THE SENATE COMMITTEE ON FEDERAL AND STATE AFFAIRS

The meeting was called to order by Senator Edward F. Reilly, Jr. at
Chairperson

Noon
12:00 ~~am~~ on March 12, 1985 in room 254-E of the Capitol.

All members were present except: Senators Arasmith and Hoferer were excused.

Committee staff present:

Fred Carman, Assistant Revisor of Statutes
Russell Mills, Legislative Research
June Windscheffel, Committee Secretary

Conferees appearing before the committee:

R. E. "Tuck" Duncan, Wine and Spirits Wholesalers, Topeka, Kansas
Neal Whitaker, Kansas Beer Wholesalers Association, Topeka, Kansas

SB46 - Drinking age and other regulation of alcoholic beverages.

The Chairman stated that the Committee is still on discussion on Item #6, of the Subcommittee Report of SB46, and that the question of selling beer on Sunday has not been resolved.

Senator Walker made the motion that the sale of cereal malt beverages be permitted on Sundays from 1:00 p.m. to normal closing time, and that anyone who is licensed to sell cereal malt beverages, except for licensed liquor stores, be allowed to be open on Sunday. 2d by Senator Strick. Motion carried.

Senator Strick moved to submit an amendment that beer wholesalers become wholesalers of wine through retail liquor stores. 2d by Senator Vidricksen. "Tuck" Duncan said that they have been opposed to this. Senator Martin made a conceptual substitute motion that this be applied to the beer wholesalers' own products, that is if Coors or Budweiser or whomever offered a wine Cooler, those distributors would be able to move that particular commodity but would not be able to get into the full lines. Neal Whitaker said all they are asking for is that they have the opportunity to sell wine to licensed liquor retailers; it doesn't change the distribution one bit. Substitute motion failed.

The Committee then voted on the original motion. Motion carried. Item #3 was adopted.

The Chairman then referred the Committee to Item #4. Senator Vidricksen moved that it be adopted. 2d by Senator Walker. Motion carried. Senator Vidricksen said he would like to have the funds support the drug and alcohol programs. Item #4 was adopted and will be put in.

On Item #7 no motions were made.

The Chairman said he would like to offer the possibility of a provision dealing with the automatic repeal of this entire act relating to age of consumption in case the Federal Court or Congressional or Executive action that the law is that the age would return to age 18. Senator Martin made the automatic repeal motion. 2d by Senator Anderson. Motion carried.

The Chairman asked the Staff if it would be better to make these amendments part of HB2067 or as a separate bill. Staff said it would be better to put it in HB2067.

Senator Strick made a motion concerning price structure and quantity discounts. Senator Strick withdrew his motion.

Senator Vidricksen moved that the ages of 19, 20 and 21 be phased in. He said the reasoning is that the Department of Transportation said the state would get the funds anyway. 2d by Senator Martin. Motion carried.

CONTINUATION SHEET

MINUTES OF THE SENATE COMMITTEE ON FEDERAL AND STATE AFFAIRS,
Noon
room 254-E, Statehouse, at 12:00 ~~am/pm~~ on March 12, 1985.

The next item discussed was the driver's license in HB2067 as admission to private clubs. Senator Morris moved that the driver's license language be stricken from the bill. 2d by Senator Martin. Motion carried.

Senator Strick moved that the provisions of SB46 be put into HB2067. 2d by Senator Anderson. Discussion. Motion carried.

The Chairman called the Committee's attention to SB305. Senator Anderson moved that SB305 be passed out favorably. 2d by Senator Walker. Then Senator Anderson withdrew his motion and Senator Walker his 2d.

Then Senator Anderson moved that SB305 be passed and that it be put on the consent calendar. 2d by Senator Walker. Motion carried.

SB271 was then discussed by the Committee. Fred Carman explained the 3 amendments out of SB271 which are to go into the omnibus bill, which would include the recommendation made by "Tuck" Duncan and other members of the industry given at a hearing on certain parts of the statute as to who may be given a license.

The meeting adjourned at 12:45 noon.