

HOUSE BILL No. 2550

By Committee on Federal and State Affairs

1-26

1 AN ACT concerning alcoholic beverages; amending K.S.A. 41-2640 and
2 41-2722 and repealing the existing sections.

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

5 Section 1. [K.S.A. 41-2640 is hereby amended to read as follows: 41-
6 2640. (a) No club, drinking establishment, caterer or holder of a temporary
7 permit, nor any person acting as an employee or agent thereof, shall:

8 (1) Offer or serve any free cereal malt beverage or alcoholic liquor in
9 any form to any person;
10 (2) offer or serve to any person a drink at a price that is less than the
11 acquisition cost of the drink to the licensee or permit holder;
12 (3) sell, offer to sell or serve to any person an unlimited number of
13 drinks during any set period of time for a fixed price, except at private
14 functions not open to the general public or to the general membership of a
15 club;

16 ~~(4) sell, offer to sell or serve any drink to any person at any time at a~~
17 ~~price less than that charged all other purchasers of drinks on that day;~~

18 ~~(5) (4) increase the volume of alcoholic liquor contained in a drink or~~
19 ~~the size of a drink of cereal malt beverage without increasing~~
20 ~~proportionately the price regularly charged for the drink on that day;~~

21 ~~(6) (5) encourage or permit, on the licensed premises, any game or~~
22 ~~contest which involves drinking alcoholic liquor or cereal malt beverage or~~
23 ~~the awarding of drinks as prizes; or~~

24 ~~(7) (6) advertise or promote in any way, whether on or off the~~
25 ~~licensed premises, any of the practices prohibited under subsections (a)(1)~~
26 ~~through (6).~~

27 (b) Nothing in subsection (a) shall be construed to prohibit a club,
28 drinking establishment, caterer or holder of a temporary permit from:

29 (1) Offering free food or entertainment at any time; or

30 (2) selling or delivering wine by the bottle or carafe.

31 (c) Violation of any provision of this section is a misdemeanor
32 punishable as provided by K.S.A. 41-2633, and amendments thereto.

33 (d) Violation of any provision of this section shall be grounds for
34 suspension or revocation of the licensee's license as provided by K.S.A.
35 41-2609, and amendments thereto, and for imposition of a civil fine on the
36 licensee or temporary permit holder as provided by K.S.A. 41-2633a, and

New Section 1. Any club, drinking establishment, caterer or holder of a
temporary permit under the club and drinking establishment act and any
retailer licensed to sell cereal malt beverages on licensed premises may
sell, offer to sale or serve any drink to any person during certain hours, at a
reduced price less than that charged at other hours of the day.

Sec. 2