

Approved: 3/26/12
Date

MINUTES OF THE HOUSE FEDERAL AND STATE AFFAIRS COMMITTEE

The meeting was called to order by Chairman Steven R. Brunk at 1:55 p.m. on March 14, 2012, in Room 346-S of the Capitol.

All members were present except:

Representative Holmes – Excused
Representative Peterson – Excused

Committee staff present:

Mike Heim, Office of the Revisor of Statutes
Julian Efird, Kansas Legislative Research Department
Dennis Hodgins, Kansas Legislative Research Department
Stephen Bainum, Committee Assistant

Others attending: See attached.

Representative Carlson introduced a bill regarding the use of state appropriated monies.

The Chairman called on the committee to work **SB 288—alcoholic beverages; repealing the proportionate pricing requirement for sales of liquor by the drink.**

Representative Rubin moved, Representative Goico seconded to move SB 288 out favorably for passage.

Representative Goico made a substitute motion, seconded by Representative Rubin to amend SB 275—Alcoholic beverages; repealing the laws pertaining to salesperson's permits and SB 313—Allowing liquor consumption on department of wildlife, parks and tourism owned or managed lands and waters into SB 288.

Representative Loganbill said the hours for the 'Happy Hour's' language was not clear.
The motion carried. We are back on the bill as amended.

Representative Howell made a substitute motion, seconded by Representative Gregory to limit the sales of alcoholic drinks between the hours of 9 p.m. to 2 a.m. to the highest price of the same business day,

Representative Rubin opposed the amendment and urged the committee to vote against it.

Representative Grosserode was also opposed to the amendment.

Representative Huebert asked what the responsibility of the drinking establishment was.

Representative Patton said that he supported the substitute motion.

Representative Knox said that liquor is strongly regulated.

The Chairman called for a voice vote and it was unclear. The Chairman called for a raised hand vote on the Howell amendment. There were 6 in favor and 12 opposed. *The Howell motion failed.* We are back on the bill as amended.

Representative Rubin has an amendment. *Representative Rubin moved, Representative Grosserode seconded to allow not-for-profit organizations to sell individual drinks at fund raising events at prices*

CONTINUATION SHEET

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designed to raise money for such organizations.

Representative Brunk asked why they could not do that now. Mike Heim said that they were uncomfortable doing that without specific wording allowing it. The ABC representative said that they were prevented from doing that by the statement in the law that you must serve the same drink at the same price to all customers all day long. This version of **SB 288** would allow them to do that.

Representative Wolfe-Moore asked the ABC representative if she had a definition for a not-for-profit. Mike Heim said that they were typically an organization that has filled out a 503c form and indicated that they are involved in not-for-profit activities. The motion failed. We are back on the bill as amended.

Representative Rubin closed on his motion to pass **SB 288** out favorably for passage as amended.

The motion carried.

The Chairman called on the committee to work **SB 269—Alcoholic beverages; retailer licenses, alcoholic liquor.**

Representative Goico moved, Representative Rubin seconded to amend SB 358—Alcoholic beverages; authorizing tastings by manufacturer licensees into SB 269.

The ABC representative suggested that it would be consistent with other bills to remove the sample size and limited number from both bills.

Representative Rubin moved, Representative Wolfe-Moore seconded to strike the language on page 2, lines 33 to 37 from the bill. The motion carried.

Representative Rubin moved, Representative Grosserode seconded to allow the spouse of a liquor store owner to have a license as a drinking establishment or caterer.

Representative Wolfe-Moore was opposed to the amendment.

The motion carried. We are back on the bill as amended.

Representative Rubin moved, Representative Grosserode seconded to move SB 269 out favorably as amended. The motion carried.

The next meeting is scheduled for March 15, 2012.

The meeting was adjourned at 3:35 p.m.