

## REPORTS OF STANDING COMMITTEES

MR. PRESIDENT:

The Committee on **Federal and State Affairs** recommends **SB 288** be amended on page 2, in line 10, by striking "an individual serving of a beverage"; by striking all in line 11; in line 12, by striking "(m) "Individual serving" means"; in line 15, by striking "serving" and inserting "drink";

And redesignating the remaining subsections accordingly;

On page 3, by striking all in lines 21 through 23;

And by redesignating paragraphs accordingly;

Also on page 3, in line 32, by striking "(5)" and inserting "(4)"; in line 37, by striking "or"; in line 38, after "(3)" by inserting "sell, offer to sell and serve individual drinks at different prices throughout any day; or

(4)";

On page 4, following line 10, by inserting:

"Sec. 3. K.S.A. 41-2722 is hereby amended to read as follows: 41-2722. (a) No retailer, or employee or agent of a retailer, licensed to sell cereal malt beverage for consumption on the licensed premises shall:

(1) Offer or serve any free cereal malt beverage to any person;

(2) offer or serve to any person a drink at a price that is less than the acquisition cost of the drink to the licensee;

(3) sell, offer to sell or serve to any person an unlimited number of drinks during any set period of time for a fixed price, except at private functions not open to the general public;

(4) ~~sell, offer to sell or serve any drink to any person at any time at a price less than that~~

charged the general public on that day, except at private functions not open to the general public;

~~(5) increase the size of a drink of cereal malt beverage without increasing proportionately the price regularly charged for the drink on that day;~~

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

~~(7)(5) advertise or promote in any way, whether on or off the licensed premises, any of the practices prohibited under subsections (a)(1) through (6)(4).~~

~~(b) Nothing in subsection (a) shall be construed to prohibit A retailer from offering may:~~

~~(1) Offer free food or entertainment at any time;~~

~~(2) sell, offer to sell and serve individual drinks at different prices throughout any day; or~~

~~(3) sell or serve cereal malt beverage in a pitcher capable of containing not more than 64 fluid ounces.~~

(c) Violation of any provisions of this section is a misdemeanor punishable as provided by K.S.A. 41-2711, and amendments thereto.

(d) Violation of any provision of this act shall be grounds for suspension or revocation of the retailer's license as provided by K.S.A. 41-2708, and amendments thereto.

(e) Every licensee subject to the provisions of this section shall make available at any time upon request a price list showing the licensee's current prices for all cereal malt beverages.

~~(f) As used in this section, "drink" means an individual serving of cereal malt beverage.~~

~~(g) This section shall be part of and supplemental to K.S.A. 41-2701 through 41-2721, and amendments thereto."~~

And by renumbering sections accordingly;

Also on page 4, in line 11, after "41-2640" by inserting "and 41-2722";

On page 1, in the title, in line 2, after "41-2640" by inserting "and 41-2722"; and the bill be passed as amended.

\_\_\_\_\_Chairperson