

HOUSE BILL No. 2223

By Committee on Federal and State Affairs

2-4

Balloon Amendments for HB 2223 #1
House Committee on Federal and State Affairs
Prepared by Jason Long
Office of the Revisor of Statutes
February 17, 2015

AN ACT concerning the dispensing of alcoholic liquor.

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

Section 1. ~~For purposes of sections 1 and 2, and amendments thereto, the following terms shall have the meanings specified in this section:~~

~~(a) "Dispense" means to portion out servings of alcoholic liquor for consumption. This term shall include the pouring of drinks of alcoholic liquor and opening original containers of alcoholic liquor for consumption by consumers; and~~

~~(b) "Infuse" means to add flavor or scent to a liquid by steeping additional ingredients in the liquid.~~

~~Sec. 2.]~~ (a) Alcoholic liquor shall be dispensed only from original containers, except any drinking establishment licensee or its agent or employee, may dispense:

(1) Alcoholic liquor from a machine or container used to mix alcoholic liquor with other liquids or solids intended for human consumption;

(2) alcoholic liquor from a machine or container used to chill alcoholic liquor, which may contain additional liquids or solids intended for human consumption; or

(3) infused alcoholic liquor from a container used to infuse alcoholic liquor with other substances intended for human consumption.

(b) A drinking establishment licensee, or its agent or employee, shall not refill any original container with any alcoholic liquor or any other substance.

(c) Any drinking establishment licensee, or its agent or employee, may infuse alcoholic liquor with spices, herbs, fruits, vegetables, candy or other substances intended for human consumption if no additional fermentation occurs during the process.

~~Sec. 3.]~~ A caterer shall provide electronic notification to the director

prior to any event at which the caterer will sell alcoholic liquor by the individual drink. The director shall make the electronic notification available to local law enforcement. Notice shall consist of the time, location and the names of the contracting parties of the event. For events where alcohol is served, a licensee shall retain all documents for a period of three years for inspection by the director. The documents retained shall

(d) As used in this section:

(1) "Dispense" means to portion out servings of alcoholic liquor for consumption. This term shall include the pouring of drinks of alcoholic liquor and opening original containers of alcoholic liquor by the licensee or licensee's employee for consumption by customers, and shall not include any self-dispensing by a customer.

(2) "Infuse" means to add flavor or scent to a liquid by steeping additional ingredients in the liquid.

(e) This section shall be part of and supplemental to the club and drinking establishment act.

2.

1 include agreements, receipts, employees assigned to the event and records
2 of alcohol purchased.

3 ~~[Sec. 4. Sections 1 and 2, and amendments thereto, shall be a part of~~
4 ~~and supplemental to the club and drinking establishment act.]~~

5 Sec. [5.] This act shall take effect and be in force from and after its
6 publication in the statute book.

3.