

As Amended by House Committee

Session of 2015

HOUSE BILL No. 2223

By Committee on Federal and State Affairs

2-4

1 AN ACT concerning the dispensing of alcoholic liquor.

2
3 *Be it enacted by the Legislature of the State of Kansas:*

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

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

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

12 ~~See 2.~~ **Section 1.** (a) Alcoholic liquor shall be dispensed only from
13 original containers, except any drinking establishment licensee or its agent
14 or employee, may dispense:

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

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

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

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

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

30 **(d) As used in this section:**

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

36 **(2) "Infuse" means to add flavor or scent to a liquid by steeping**

1 **additional ingredients in the liquid.**

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

4 ~~Sec. 3.—A caterer shall provide electronic notification to the director~~
5 ~~prior to any event at which the caterer will sell alcoholic liquor by the~~
6 ~~individual drink. The director shall make the electronic notification~~
7 ~~available to local law enforcement. Notice shall consist of the time,~~
8 ~~location and the names of the contracting parties of the event. For events~~
9 ~~where alcohol is served, a licensee shall retain all documents for a period~~
10 ~~of three years for inspection by the director. The documents retained shall~~
11 ~~include agreements, receipts, employees assigned to the event and records~~
12 ~~of alcohol purchased.~~

13 ~~Sec. 4.—Sections 1 and 2, and amendments thereto, shall be a part of~~
14 ~~and supplemental to the club and drinking establishment act.~~

15 ~~Sec. 5.~~ **2.** This act shall take effect and be in force from and after its
16 publication in the statute book.