

Capitol Connection

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To: House Federal & State Affairs Committee
Re: SB433

I am appearing today on behalf of Brew Bank, a Topeka based small business. We are asking for your support on SB433, which would allow for the dispensing of beer by mechanical devices.

SB433 was worked on extensively by all stakeholders involved, including Kansas Alcoholic Beverage Control and Legislators, to ensure it meets the needs of business while continuing to offer protections for Kansans.

This legislation simply extends current law to allow for dispensing of beer by machines. The legislature has decided the issue of dispensing alcohol by mechanical device when it passed legislation three years ago allowing for wine to be dispensed in this manner. SB433 allows beer to be dispensed in the same manner.

With the provisions of SB433 adopted, this legislation ensures the process is monitored and regulated. Among the safeguards:

- Face-to-face transactions are preserved as individuals must purchase a machine card from a real person 21-years-of age or older.
- Cards expire the end of each day, ensuring they cannot be passed along to other individuals.
- The cards have a responsibility limit, ensuring limited ounces of beer before having to add to the card. Each individual must be seen by a real person working in the establishment before they can add to the card, ensuring no one will be “over served”.
- Establishes a daily limit be placed on the card of 32 ounces (in line with current law which establishes 32 ounces as a drink). An individual cannot be issued a different card as the system tracks the ID.
- Individuals will still work the establishment, monitoring usage of devices and ensuring no one is drinking above their limits.
- All machines will be required to be monitored by video surveillance.
- All other current liquor laws continue to apply to these establishments and machines.
- Clearly defines who receives a citation. The establishment can also be issued a criminal citation by Alcoholic Beverage Control or Police Department if a machine serves improperly and criminal charges can be filed by local District Attorney offices.

There are currently 43 states which allow the use of these machines. This is a next step in the service industry being utilized by establishments across the country.

If you have any questions I will be happy to answer them.

Respectfully Submitted,

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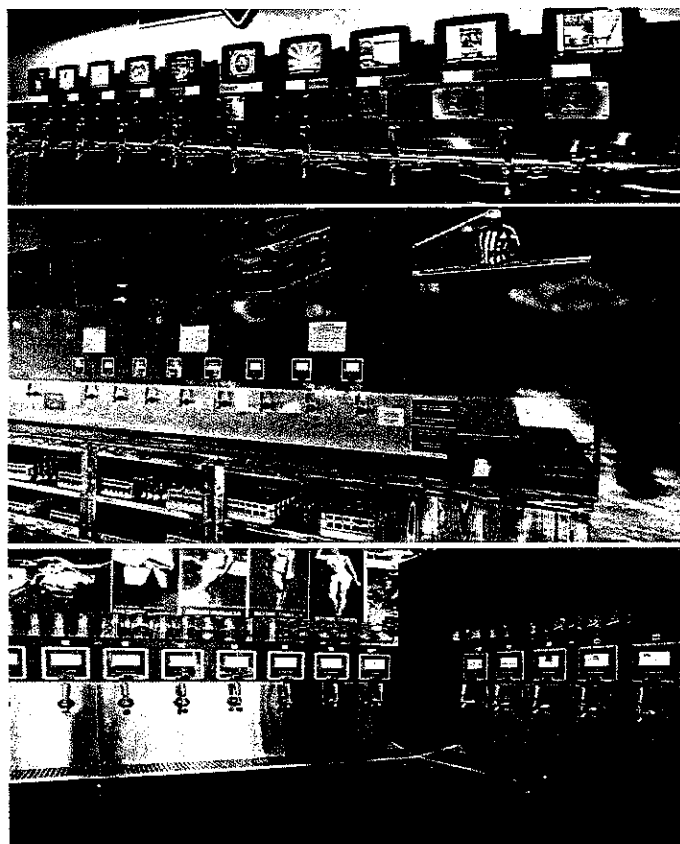
Beer Service Machines

How They Work:

- ◆ Patrons are carded upon entering an establishment or prior to service or receiving access to a machine
- ◆ Server creates a card for the individual, after confirming the person is 21-years-of age or older.
- ◆ Card limits amount to two drinks. If an individual wants more on the card, they must speak with a server and the server must add more ounces. Cards cannot exceed 32 ounces per use.
- ◆ The amount consumed is clearly displayed on the screen when someone uses the card. It is also displayed at a master monitor used by servers in the establishment.
- ◆ When an allotment is consumed, the screen clearly notifies the patron that they can no longer have access to beer until a server allows it or that they have reached their total limit.
- ◆ Approval of continued service provides an opportunity for servers to assess patrons.
- ◆ The system uses the patron's ID to ensure new cards cannot be issued that day.
- ◆ All taps are monitored through video surveillance.
- ◆ There is NO unlimited, unrestricted, or unchecked accessing or consuming of alcohol by patrons through this system. All use is monitored and limited.

What These Are NOT:

- ◆ They are not unrestricted, unlimited machines such as coin operated machines or self-checkout lines.
- ◆ They are not coin, cash or credit operated vending machines. No coin/currency is inserted in the device, but rather payment must be made to a human.
- ◆ This is not "automatic bar equipment." It does not operate independent of a human trained in serving alcohol to patrons who are of legal age and legal levels of intoxication.
- ◆ It is not "Human free." Human interaction is required at the front end and upon reorders after the fixed unit of alcohol has been consumed. Humans also monitor patrons throughout the establishment and view video surveillance.



You have reached your
responsibility limit!
Please see one of our friendly
staff to get access.

