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Laura Kelly, Governor

MEMORANDUM

TO: Rep. Kent Thompson, Chairman, House Committee on Local Government

FROM: Debbi Beavers, Director, Alcoholic Beverage Control Division

DATE: February 18, 2019

SUBJECT: Neutral Testimony on HB 2239

Mr. Chairman:

Thank you for the opportunity to testify. ABC is neutral on this bill, but does have one suggested amendment if the committee wishes to recommend it favorably for passage.

In general, this bill would authorize on-premise licensees to conduct sales of alcoholic liquor within the permitted premises of a common consumption area. Such sales could only occur in a designated area of the common consumption area permitted premises. This “service area” would not need to be contiguous to the licensee’s licensed premises. Common consumption area permit holders would have to authorize the licensee’s ability to sell within these areas, and would also be responsible for designating their location.

It is suggested that cities or counties check their resolution or ordinance to ensure that sales by these licensees are authorized in the permitted area.

As a suggested amendment, in order to allow ABC enforcement agents and other law enforcement to easily verify that participating licensees are in fact authorized to sell alcohol within the common consumption area, ABC would request language requiring that the approval from the common consumption area permit holder be kept on the licensed premises at all times and be made available for inspection upon request.