

SESSION OF 2015

SUPPLEMENTAL NOTE ON HOUSE BILL NO. 2162

As Amended by House Committee on Local
Government

Brief*

HB 2162 would allow any city to adopt an ordinance to authorize a retailer of alcoholic liquor, microbrewery, microdistillery, or farm winery to be located in a core commercial district within 200 feet of a college or church.

Current law prohibits the issuance of a license for a retailer, microbrewery, microdistillery, or farm winery within 200 feet of a public or parochial school, college, or church.

Background

Representative Doll and Representative Schwartz testified in support of the bill in the House Local Government Committee, as did representatives of the League of Kansas Municipalities and the city of Garden City. Written testimony in support of the bill was received from a private citizen who owns property leased to a church. The Assistant City Attorney for Garden City submitted a letter describing his conversations with representatives of the two churches in Garden City that would be affected by the bill, in which he stated the church representatives indicated they did not object to the bill.

Proponents described local efforts to revitalize original downtown areas by bringing in a variety of businesses. As a result, sometimes non-traditional churches and alcohol-related businesses move near one another. They noted the

*Supplemental notes are prepared by the Legislative Research Department and do not express legislative intent. The supplemental note and fiscal note for this bill may be accessed on the Internet at <http://www.kslegislature.org>

bill provides flexibility by allowing each city to determine whether to adopt the exemption. Because the exemption requires an ordinance, any citizen objections could be aired in an open meeting.

There was no testimony in opposition to the bill.

The House Committee on Local Government amended the bill to retain the prohibition against allowing a retailer of alcoholic liquor, microbrewery, microdistillery, or farm winery to be located within 200 feet of a public or parochial school.

The fiscal note prepared by the Division of the Budget indicated enactment of the bill as introduced would have a fiscal effect on Kansas cities related to new jobs and increased property tax and sales tax revenue. However, it is unknown how many cities would benefit from the change.