

SESSION OF 2015

SUPPLEMENTAL NOTE ON HOUSE BILL NO. 2191

As Recommended by House Committee on
Federal and State Affairs

Brief*

HB 2191 would amend provisions relating to alcoholic beverage distributor licensees' sampling of alcoholic liquor.

Specifically, the bill would allow alcoholic beverage distributor licensees to provide samples of spirits, wine, and beer or cereal malt beverages to alcoholic beverage retailer licensees and their employees or other distributor licensees and their employees in the course of business or at industry seminars. The bill would specify that no licensee would be allowed to sell alcoholic liquor for consumption on the premises and liquor provided as samples under the provisions of the bill would be subject to the liquor enforcement tax.

The service of samples would be authorized on the distributor licensee's premises or on the retailer licensee's premises, with the exception of those areas open to the public where alcoholic sales occur. Samples would be required to come out of the distributor licensee's inventory and the distributor would be required to pay retail sales enforcement taxes on such samples. No sample could be served to a minor, and the sizes of the samples would be as defined in the Club and Drinking Establishment Act.

*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>

Background

The bill was introduced in the House Committee on Federal and State Affairs. At the hearing in the House Committee, representatives from the Kansas Wine & Spirits Wholesalers Association and the Kansas Beer Wholesalers Association testified in support of the bill. The conferees indicated the bill would be beneficial to alcoholic beverage retailers because it will allow sellers to be more educated about their products. No neutral or opposing testimony was provided to the Committee.

According to the fiscal note prepared by the Division of the Budget, the Department of Revenue indicates the bill would have no fiscal effect on agency operations.