

SESSION OF 2020

SUPPLEMENTAL NOTE ON SENATE BILL NO. 417

As Amended by Senate Committee on Federal
and State Affairs

Brief*

SB 417, as amended, would amend law related to class A club licensees (licensees).

[*Note:* 2019 Supp. KSA 41-2601 defines a class A club as a premises which is owned or leased by a corporation, partnership, business trust, or association and which is operated as a *bona fide* nonprofit social, fraternal, or war veterans' club, as determined by the Director of Alcoholic Beverage Control (Director), for the exclusive use of the corporate stockholders, partners, trust beneficiaries, or associates (members) and their families and guests accompanying them.]

Alcohol Sales to Non-Members

The bill would establish a class A club license would allow a licensee to offer for sale, sell, and serve alcoholic liquor for consumption on the licensed club premises by persons who are not members, their families, or guests during an event. The bill would require the licensee to provide electronic notification to the Director at least 48 hours prior to any event, who would be required to make the notice available to local law enforcement. The notice would be required to contain the date, time, location, and names of the contracting parties of the event. The licensee would be required to keep certain documents for a period of three years for inspection by the Director, including:

*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>

- Agreements;
- Receipts; and
- Records of alcohol purchased.

Definition of Event

The bill would define “event” to mean any function, occasion, celebration, or other event held on the licensed premises for a specified duration of time and during which individuals who are not members of the licensee, their families, or guests are permitted to enter and use the licensed premises pursuant to an agreement between the licensee and the contracting party.

Background

The bill was introduced by the Senate Committee on Federal and State Affairs at the request of Senator Lynn.

In the Senate Committee hearing, Senator Lynn and a representative of the American Legion, Post 153, provided proponent testimony and written-only proponent testimony was provided by an additional American Legion, Post 153, member. Proponents generally stated the bill would aid Kansas veterans’ organizations in raising revenue by renting out their facilities to non-members.

Written-only neutral testimony was provided by a representative of the Alcoholic Beverage Control Division, Kansas Department of Revenue.

The Senate Committee amended the bill by specifying additional details to be provided in the notice to law enforcement, modifying the documents required to be retained, and making a technical amendment.

A fiscal note was not available at the time of the Senate Committee action.