

HOUSE BILL No. 2656

By Representatives Dreher, Compton and Grant

1-29

AN ACT concerning alcoholic liquor; relating to retail sales outside the corporate limits of cities; amending K.S.A. 41-303 and repealing the existing section.

Be it enacted by the Legislature of the State of Kansas:

Section 1. K.S.A. 41-303 is hereby amended to read as follows: 41-303. The director may license the sale of alcoholic liquor at retail in the original package on premises not located in an incorporated city for use or consumption off the premises; ~~if such premises are located in any township having a population of more than 5,000.~~ No such license shall be granted to any applicant unless the applicant possesses all the qualifications required of other applicants for retailers' licenses except the qualification of residence within a city. ~~In the event that any license has been issued under the provisions of this section in a township having a population of more than 5,000, and thereafter such township population decreases or has decreased to 5,000 or less, such licenses shall continue to be valid and the licensees shall be eligible for renewal of such licenses at the appropriate time if they are otherwise qualified.~~ No such license shall be granted to any applicant under this section unless the board of county commissioners of the county ~~in which such township is located~~ adopts a resolution approving the issuance of such license. A certified copy of such resolution shall accompany the application for a license authorized by this section.

~~In the event that any~~ *If a* license has been issued under the provisions of this section ~~in a township having a population of more than 5,000,~~ and thereafter the premises so licensed are annexed to a city wherein retail liquor licenses may be issued, such licenses shall continue to be valid and the ~~licensees~~ *licensee* shall be eligible for renewal of such licenses ~~at the appropriate time even though the licensees shall not reside in the cities to which the areas are annexed if the licensees are otherwise qualified and if they reside~~ *if the licensee resides* in the township in which the premises ~~were~~ originally *were* located or in the city to which the premises have been annexed.

Sec. 2. K.S.A. 41-303 is hereby repealed.

1 Sec. 3. This act shall take effect and be in force from and after its
2 publication in the statute book.
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