

SESSION OF 2005

SUPPLEMENTAL NOTE ON SENATE BILL NO. 298

As Amended by House Committee on
Federal and State Affairs

Brief*

SB 298 would amend the Kansas Liquor Control Act after the November 2006 state general election.

The bill would make the Act uniformly applicable to all cities and counties after the November 2006 general election. The bill would allow retail sales of alcoholic liquor in all cities unless a city ordinance is adopted to prohibit such sales. The bill also would prohibit sales of alcoholic liquor and cereal malt beverage (CMB) on Sundays and on certain holidays unless an election was held to approve sales on Sunday and holidays.

The bill would provide an opportunity for the governing body of a city or county to:

- Enact ordinances and resolutions which are not in conflict with the Liquor Control Act or the Cereal Malt Beverage Act.
- Adopt an ordinance on or before February 6, 2007, prohibiting retail sales of alcoholic liquor. The voters also could petition to have an election on whether to permit such sales. A subsequent election may be held to reverse a previous prohibition of such sales.
- Conduct an election for the voters to approve or disapprove the expanded sale of alcoholic liquor or CMB on Sunday other than Easter and the sale of liquor on Memorial Day, Independence Day, and Labor Day.

*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>

If the voters approve selling alcoholic liquor or CMB on Sunday and holidays, sales in those cities and counties would be prohibited from selling alcoholic liquor and CMB before 12:00 noon or after 8:00 p.m. on Sunday, on Thanksgiving Day, Christmas Day, or Easter, and before 9:00 a.m. or after 11:00 p.m. on any day where sales are permitted.

Background

Representatives of the Kansas Wine & Spirits Wholesalers Association, the Kansas Association of Beverage Retailers, Robertson Liquor Stores, Knocky's Retail Liquor, the Petroleum Marketers and Convenience Store Association in Kansas, Casey's General Store, Kansas Licensed Beverage Association, and the Kansas Beer Wholesalers Association testified in support of the bill. A representative from the League of Kansas Municipalities testified in opposition to the bill.

The House Committee amended the bill to make changes to the Kansas Liquor Control Act effective after the November 2006 general election.

No fiscal note was available at the time of passage of the amended version of the bill.