

SESSION OF 2023

SUPPLEMENTAL NOTE ON HOUSE BILL NO. 2124

As Recommended by House Committee on
Federal and State Affairs

Brief*

HB 2124 would amend the Kansas Cereal Malt Beverage Act's provisions concerning on-premises sales of cereal malt beverage (CMB) on Sunday to remove the 30 percent food sales requirement for Sunday sales. In continuing law, Sunday sales must have been authorized by the county or city where the licensee is located. Additionally, there is no food sales requirement for other days of the week.

The bill would also make technical changes to ensure consistency in statutory phrasing.

The bill would be in effect upon publication in the *Kansas Register*.

Background

The bill was requested for introduction in the House Committee on Commerce, Labor and Economic Development by Representative Blew.

House Committee on Federal and State Affairs

In the House Committee hearing, Representative Blew and a representative of the Kansas Beer Wholesalers Association provided **proponent** testimony, stating the bill would help businesses with only a CMB license to sell such

*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>

products by-the-drink on Sundays in counties with a food sales requirement.

No other testimony was provided.

Fiscal Information

According to the fiscal note prepared by the Division of the Budget on the bill, the Department of Revenue indicates enactment of the bill would require the handbook for CMB retailers to be updated and any fiscal effect would be negligible.

The Kansas Association of Counties indicates enactment of the bill would allow Sunday alcohol sales for more licensed entities which would increase revenues to counties from licensure fees and sales tax revenues; however, a fiscal effect cannot be estimated.

Cereal malt beverage; Kansas Cereal Malt Beverage Act; CMB; Sunday sales; food sales requirement