AN ACT concerning alcoholic beverages; relating to microbreweries; amending K.S.A. 2015 Supp. 41-308b and repealing the existing section.

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

Section 1. K.S.A. 2015 Supp. 41-308b is hereby amended to read as follows: 41-308b. (a) A microbrewery license shall allow:

1. The manufacture of not less than 100 nor more than 60,000 barrels of domestic beer during the calendar year and the storage thereof;
2. The sale to beer distributors of beer, manufactured by the licensee;
3. The sale, on the licensed premises in the original unopened container to consumers for consumption off the licensed premises, of beer manufactured by the licensee;
4. The serving free of charge on the licensed premises and at special events, monitored and regulated by the division of alcoholic beverage control, of samples of beer manufactured by the licensee, if the premises are located in a county where the sale of alcoholic liquor is permitted by law in licensed drinking establishments;
5. If the licensee is also licensed as a club or drinking establishment, the sale of domestic beer and other alcoholic liquor for consumption on the licensed premises as authorized by the club and drinking establishment act; and
6. If the licensee is also licensed as a caterer, the sale of domestic beer and other alcoholic liquor for consumption on unlicensed premises as authorized by the club and drinking establishment act.

(b) Upon application and payment of the fee prescribed by K.S.A. 41-310, and amendments thereto, by a microbrewery licensee, the director may issue not to exceed one microbrewery packaging and warehousing facility license to the microbrewery licensee. A microbrewery packaging and warehousing facility license shall allow:

1. The transfer, from the licensed premises of the microbrewery to the licensed premises of the microbrewery packaging and warehousing facility, of beer manufactured by the licensee, for the purpose of packaging or storage, or both; and
2. The transfer, from the licensed premises of the microbrewery facility.
packaging and warehousing facility to the licensed premises of the
microbrewery, of beer manufactured by the licensee; or

(3) the removal from the licensed premises of the microbrewery
packaging and warehousing facility of beer manufactured by the licensee
for the purpose of delivery to a licensed beer wholesaler.

(c) A microbrewery may sell domestic beer in the original unopened
container to consumers for consumption off the licensed premises at any
time between 6 a.m. and 12 midnight on any day except Sunday and
between 11 a.m. and 7 p.m. on Sunday. If authorized by subsection (a), a
microbrewery may serve samples of domestic beer and serve and sell
domestic beer and other alcoholic liquor for consumption on the licensed
premises at any time when a club or drinking establishment is authorized
to serve and sell alcoholic liquor.

(d) The director may issue to the Kansas state fair or any bona fide
group of brewers a permit to import into this state small quantities of beer.
Such beer shall be used only for bona fide educational and scientific
tasting programs and shall not be resold. Such beer shall not be subject to
the tax imposed by K.S.A. 41-501, and amendments thereto. The permit
shall identify specifically the brand and type of beer to be imported, the
quantity to be imported, the tasting programs for which the beer is to be
used and the times and locations of such programs. The secretary shall
adopt rules and regulations governing the importation of beer pursuant to
this subsection and the conduct of tasting programs for which such beer is
imported.

(e) A microbrewery license or microbrewery packaging and
warehousing facility license shall apply only to the premises described in
the application and in the license issued and only one location shall be
described in the license.

(f) No microbrewery shall:
(1) Employ any person under the age of 18 years in connection with
the manufacture, sale or serving of any alcoholic liquor;

(2) permit any employee of the licensee who is under the age of 21
years to work on the licensed premises at any time when not under the on-
premises supervision of either the licensee or an employee of the licensee
who is 21 years of age or over;

(3) employ any person under 21 years of age in connection with
mixing or dispensing alcoholic liquor; or

(4) employ any person in connection with the manufacture or sale of
alcoholic liquor if the person has been convicted of a felony.

(g) Whenever a microbrewery licensee is convicted of a violation of
the Kansas liquor control act, the director may revoke the licensee's license
and all fees paid for the license in accordance with the Kansas
administrative procedure act.
Sec. 2. K.S.A. 2015 Supp. 41-308b is hereby repealed.

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