

MINUTES OF THE HOUSE JUDICIARY COMMITTEE.

The meeting was called to order by Chairman Michael R. O'Neal at 3:30 p.m. on March 18, 2003 in Room 313-S of the Capitol.

All members were present.

Committee staff present:

Jerry Ann Donaldson, Legislative Research Department
Jill Wolters, Revisor of Statutes
Cindy O'Neal, Committee Secretary

Conferees appearing before the committee:

Representative R.J. Wilson
Bob Longino, Kansas Department of Revenue, Division of Alcoholic Beverage Control
Amy Campbell, Kansas Association of Beverage Retailers
Tuck Duncan, Kansas Wine & Sprints Wholesalers
John Han, Self, Topeka

The hearing on **HCR 5016 - urging a study and recommendations regarding internet & other sales of wines not available in Kansas**, were opened.

Representative R.J. Wilson appeared as a proponent to the resolution which would form a study committee composed of the Attorney General's office, the Alcoholic Beverage Control, the Department of Revenue, Legislative Research Department and the Revisor of Statutes Office to find a workable solution to allowing one to order wine over the internet. (Attachment 1)

Bob Longino, Kansas Department of Revenue, Division of Alcoholic Beverage Control, stated that the proposed resolution could result in allowing Kansans a larger selection of wines. It would also allow small wineries, or those with limited volumes of product, to sell in Kansas. (Attachment 2)

Amy Campbell, Kansas Association of Beverage Retailers, appeared before the committee and stressed the importance in maintaining the connection between the retailer and the consumer. (Attachment 3)

Tuck Duncan, Kansas Wine & Sprints Wholesalers, reminded the committee that this is not a new issue it's been around since the early 90's. He's was not sure where the study would lead but saw it as opening up ability of wine being shipped to Kansas. (Attachment 4)

John Han, Self, Topeka, informed the committee that wine is allocated to states by the amount of consumption in each state, Kansas ranks 42 in wine consumption. He told the committee that Alaska allows citizens to receive a "reasonable amount". It's possible that Kansas could do the same and require the purchase of a permit and payment of a registration fee. (Attachment 5)

The hearing on **HCR 5016** was closed.

SB 18 - Issuance of executions and orders of sale

Representative Patterson made the motion to strike the provisions of SB 18 and amend in the provisions of HB 2307, as amended on the House floor. Representative Goering seconded the motion. Revisor Jill Wolters requested that she be allowed to make technical amendments on page 1 and page 2 to include "in the judicial

CONTINUATION SHEET

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district". With permission of the 1st & 2nd the request was included in the motion. The motion carried.

Representative Davis made the motion to report **Substitute SB 18** favorably for passage. Representative Patterson seconded the motion. The motion carried.

SB 37 - Receipts from an interest in minerals and natural resources pursuant to the uniform principal and income act

Representative Jack made the motion to report **SB 37** favorably for passage. Representative Long seconded the motion. The motion carried.

The committee adjourned at 5:00 p.m. The next meeting was scheduled for March 19, 2003 at 3:30 p.m. in room 313-S.