

*Days and Hours of Operation copied from the ABC Handbooks
Prepared by Scott J. Schneider*

	Hours	Off Premise	On Premise	Sunday Exception	Local restrictions
<u>Drinking Establishments</u>	9am to 2am	no	yes	No	
<u>Farm Wineries</u>		6am to 12 am	9am to 2am (DE)	Yes (12pm to 6pm)	
<u>Microbreweries</u>	6am to 12am	yes		yes (11am to 7pm)	
<u>Microdistillery</u>	6am to 12am	no		yes (11am to 7pm)	
<u>Cereal Malt Beverage</u>	No Hour restrictions				
<u>Retail Liquor stores</u>	9am to 11pm	yes	no		Yes
<u>Caters</u>	6am to 2am	no	yes	no	
<u>Temporary Permit</u>	9am to 2am	no	yes	no	
<u>Common Consumption Area</u>	No sales except through caterer				Yes

Drinking Establishments *Hours and Days of Sales* There shall be no serving, mixing or consumption of alcoholic liquor on the licensed premises between the hours of 2 a.m. and 9 a.m. on any day. [Subsection (a) of K.S.A. 41-2614]

If a drinking establishment also has a caterer's license, then the hours for caterers applies to the portion of the premises where the catered event is held. These hours are from 6 a.m. of any day to 2 a.m. of the following day.

Farm Wineries *Days and Hours of Sales* Farm wineries and their outlet stores may sell their wine in unopened original containers at the licensed premises for off-premises consumption between 6 a.m. and 12 a.m. on any day except Sunday and between 12 p.m. and 6 p.m. on Sunday. [Subsection (d) of K.S.A. 41-308a] Farm wineries and their outlet stores are not subject to the restrictions on days and hours of sale that are imposed on retail liquor stores by K.S.A. 41-712.

If a farm winery is also licensed as a club or drinking establishment, it may sell wine and other alcoholic liquor for consumption on the licensed premises in accordance with the Club and Drinking Establishment Act, specifically K.S.A. 41-2614. [Subsection (a)(6) of K.S.A. 41-308a]

Microbreweries *Days and Hours of Sale* A microbrewery may sell domestic beer to consumers for consumption off-premises at any time between 6 a.m. and 12 a.m. on any day except Sunday and on Sunday from 11 a.m. to 7 p.m. [Subsection (c) of K.S.A. 41-308b]

Microdistillery *Days and Hours of Sale* A microdistillery may sell spirits to consumers for consumption off-premises at any time between 6 a.m. and 12 a.m. on any day except Sunday and from 11 a.m. to 7 p.m. on Sundays. [Subsection (c) of K.S.A. 41-354]

Cereal Malt Beverage *Hours and Days of Operation* The following applies to the sale of CMB for both on-premises and off-premises licensees. The CMB Act does not regulate the hours for consumption of CMB at businesses licensed for on-premises consumption.

Retail Liquor stores *Hours and Days of Sales* Basic hours and days.

Licensed retailers in cities or in the unincorporated areas of a county where sales times have not been expanded may be open and sell products as follows:

Monday through Saturday, between 9 a.m. and 11 p.m. The governing body of any city may pass an ordinance, or the board of county commissioners of any county may pass a resolution, making the closing time earlier, but not before 8 p.m. [Subsection (a) of K.S.A. 41-712] Retail liquor stores must be closed on the following days:

- Memorial Day, Independence Day, Labor Day, Thanksgiving Day, Christmas Day • Sundays [Subsection (a) of K.S.A. 41-712]

Caters *Hours and Days of Sales* There shall be no serving, mixing or consumption of alcoholic liquor at a catered event between the hours of 2 a.m. and 6 a.m. on any day. [Subsection (b) of K.S.A. 41-2614]

Temporary Permit *Hours and Days of Sales* There shall be no serving, mixing or consumption of alcoholic liquor on the premises covered by the temporary permit between the hours of 2 a.m. and 9 a.m. on any day. [Subsection (c)(4) of K.A.R. 14- 23-5]

Common Consumption Area *Prohibited Activities* Common Consumption Area permits are for possession and consumption of alcoholic liquor only. No sales of alcoholic liquor may occur on premises covered by a common consumption area permit, unless the sales are conducted by a licensed caterer in accordance with all requirements for a catered event, or a separate temporary permit has been issued for that specific area. [ABC interpretation and application of K.S.A. 41-104]