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MEMORANDUM

TO: Rep. John Barker, Chairman, House Federal and State Affairs Committee

FROM: Debbi Beavers, Director, Alcoholic Beverage Control Division

DATE: March 17, 2021

SUBJECT: Neutral Testimony on House Bill 2417

Mr. Chairman and Members of the Committee:

Thank you for the opportunity to testify neutral on this bill.

This bill authorizes retail liquor stores, class A clubs, class B clubs and drinking establishments to sell containers of beer and cereal malt beverage in refillable and sealable containers that are 32-64 ounces and commonly referred to as crowlers or growlers. These containers must be labeled with the licensee's name and they type of product contained within. Sales must cease at 11:00 p.m. which is consistent with retail liquor store hours.

While ABC is neutral, we do have a technical suggestion in the event this bill is considered by the committee. K.S.A. 41-718 prohibits a liquor store from refilling containers and restricts them to selling alcohol in the original container. This language directly contradicts what is being authorized by this bill, so we would suggest adding a subsection (c) that states "The provisions of this section shall not apply to retail liquor stores selling beer, domestic beer, and cereal malt beverage in accordance with the provisions of K.S.A. 41-308(c)(7)."

In the Senate version, SB 256, I had testified that K.S.A. 41-2658 may also need amended. Upon discussion with the reviser, ABC believes that no amendment is necessary.

Thank you, Mr. Chairman.