

SESSION OF 2013

SUPPLEMENTAL NOTE ON SENATE BILL NO. 35

As Amended by Senate Committee of the Whole

Brief*

SB 35, as amended, would modify statutes pertaining to the employment of certain individuals under the Club and Drinking Establishment Act.

The bill would make it unlawful for licensees to knowingly employ, or continue to employ, any person dispensing or serving alcoholic liquor, or mixing drinks containing alcoholic liquor, who:

- Has been convicted of a person or drug felony, or who is an offender as defined in KSA 22-4902;
- Has been adjudicated guilty of two or more violations of KSA 21-5607 (furnishing alcoholic beverages to minors) or similar laws from other states regarding the furnishing of liquor to minors, within the immediately preceding five years; or
- Has been adjudicated guilty of three or more violations of any other Kansas, or any other state, intoxicating liquor law, but not involving the furnishing of alcoholic liquor to minors, within the immediately preceding five years.

Background

Testimony in support of the bill was provided by representatives of the Kansas Licensed Beverage Association and the Kansas Restaurant and Hospitality

*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>

Association. Neutral testimony was provided by representatives of the Alcoholic Beverage Control Division, Department of Revenue; Kansas Association of Chiefs of Police; Kansas Peace Officers Association; and Kansas Sheriffs Association.

The Senate Committee on Federal and State Affairs amended the bill to separate out the number of violations under law pertaining to the furnishing of alcohol to minors and law pertaining to violations of liquor laws in Kansas or any other state.

The Senate Committee of the Whole made technical amendments to the bill by removing "sale" and inserting "furnishing."

The fiscal note provided by the Division of the Budget on the original SB 35 indicates passage of the bill would have no fiscal impact on state revenues or expenditures.