

## CEREAL MALT BEVERAGE LICENSE

Fees: \$75.00 for a business for consumption on the licensed premises.  
\$50.00 for a business not for consumption on the premises  
\$25.00 for state stamp

See below for detailed information. The Department of Revenue, Alcohol Beverage Control, also has extensive information as well as the required applications available on their website at <http://www.ksrevenue.org/abc.htm>

## CEREAL MALT BEVERAGES

License required of retailers.

- (a) It shall be unlawful for any person to sell any cereal malt beverage at retail without a license for each place of business where cereal malt beverages are to be sold at retail.
- (b) It shall be unlawful for any person, having a license to sell cereal malt beverages at retail only in the original and unopened containers and not for consumption on the premises, to sell any cereal malt beverage in any other manner.

License application.

- (a) Any person desiring a license to sell cereal malt beverages in the city shall make an application to the governing body which shall be accompanied by the required license fee for each place of business for which the person desires a license. The application shall be verified and upon a form prepared by the attorney general of the state, and shall contain:
  - (1) The name and residence of the applicant and how long the applicant has resided in the state;
  - (2) The particular place for which the license is desired;
  - (3) The name of the owner of the premises upon which the place of business is located;
  - (4) The names and addresses of all persons who have any financial interest in the particular place of business for which the license is desired;
  - (5) A statement that the applicant is a citizen of the United States of America and not less than 21 years of age and that the applicant has not within two years immediately preceding the date of making the application been convicted of a felony or any crime involving moral turpitude, or been adjudged guilty of drunkenness, or driving a motor vehicle while under the influence of intoxicating liquor or the violation of any other intoxicating liquor law of any state or of the United States of America.
- (b) Each application for a retailer's license must be accompanied by a certificate from the city fire chief certifying that the fire chief has inspected the premises to be licensed and that the same comply with the fire code and/or ordinances of the city. All applications for a license shall be accompanied by a statement, signed by the applicant, authorizing any governmental agency to provide the city with any information pertinent to the application. One copy of such application shall immediately be transmitted to the chief of police for investigation of the applicant. It shall be the duty of the chief of police to investigate such applicant to determine whether the applicant is qualified as a licensee under the provisions of this article. The chief of police shall report to the city clerk not later than five working days after the receipt of such application. The application shall be scheduled for consideration by the governing body at the earliest meeting consistent with the procedures set forth in this article.

Procedures.

- (a) All applications for a new or renewed cereal malt beverage license shall be submitted to the city clerk at least 15 days in advance of the governing body meeting at which they will be considered.
- (b) The city clerk shall notify the holder of an existing license 30 days in advance of its expiration.
- (c) The city clerk shall furnish copies of all applications to the police department and to the fire department when they are received. The police department shall run a records check on all applicants and other persons whose character or history may affect the issuance of a license. The fire department shall inspect the premises to ascertain compliance with the fire codes and/or ordinances of the city. The departments will then recommend approval or disapproval of applications within five working days of the department's receipt of the application.

(d) The governing body will not consider any application for a new or renewed license that has not been submitted 15 days in advance and reviewed by the police and fire departments of the city.

(e) An applicant who does not already hold a cereal malt beverage license in the city shall be required to attend the governing body meeting when the application for a new license is to be considered.

License fee.

(a) The fees for cereal malt beverage licenses shall be as follows:

(1) *General retailer.* For each place of business selling cereal malt beverages at retail for consumption on the licensed premises, \$75.00 per calendar year.

(2) *Limited retailer.* For each place of business selling only at retail cereal malt beverages in original and unopened containers and not for consumption on the premises, \$50.00 per calendar year.

(b) The full amount of the license fee shall be required regardless of the time of the year in which the application is made, and the licensee shall only be authorized to operate under the license for the remainder of the calendar year in which the license is issued.