



Common Consumption Areas

Alcoholic Beverage Control

June 2024

What is a Common Consumption Area (CCA)?

Per K.S.A. 41-2659(g)(1) “means a defined indoor or outdoor area not otherwise subject to a license issued pursuant to the Kansas liquor control act or the club and drinking establishment act where the possession and consumption of alcoholic liquor or cereal malt beverage is allowed pursuant to a common consumption area permit”

History of Common Consumption Areas

2017

- Substitute for House Bill 2277 – authorized a city or county to establish common consumption areas by ordinance or resolution. Created the common consumption area permit and allowed licensees to participate.

2019

- Senate Bill 70 – authorized licensees participating in common consumption areas to sell and serve alcoholic liquor from one non-contiguous service area.

2023

- House Bill 2059 – allows a city or county to keep streets open to vehicular traffic within the boundaries of a common consumption area. Requires appropriate signage to identify boundaries.

Steps to Establish a Common Consumption Area

1 - Local Control

- A city or county must first establish a common consumption area by ordinance or resolution.
- The city or county determines the location and boundaries.
- Cities or counties may have restrictions on the following:
 - Hours and days of operation
 - Container types (i.e. no glass)
 - May require streets shut down to vehicle traffic
 - Participants
 - Who may obtain the common consumption area permit
 - BYOB
 - Smoking

2 - Obtaining a CCA Permit

- Applicant must apply online with the Alcoholic Beverage Control (ABC).
 - ABC-836 Common Consumption Area Permit Application and Instruction form
 - Copy of the city or county ordinance/resolution
 - \$100 permit fee
- Permits can be issued to:
 - The city or county
 - An individual who is a Kansas resident
 - An organization that's principal place of business is in Kansas
- Permits are issued for 1 year and can be renewed annually online.

3 - Participating in a CCA

- A licensee located within or immediately adjacent to the CCA may request to participate. This includes a temporary permit holder, CMB on-premise retailer, or caterer conducting a catered event. Must request permission by submit the ABC-383 form to ABC.
- Approval to participate is valid for the duration of the license and as long as the CCA permit is valid, unless written request to withdraw participation is submitted to ABC.
- Allows patrons to remove alcohol liquor and CMB from the premises, into the CCA.
- If authorized by the CCA permit holder, licensee can operate a non-contiguous service area within the CCA.
- Licensee responsibilities when participating in a CCA:
 - Containers displaying trade name or logo, or other unique identifying mark.
 - Complying with ordinance or resolution.
 - Ensure CCA Permit is active.

Liability for Violations in a CCA

- CCA permit holder liable for:
 - Complying with terms and conditions of the ordinance/resolution.
 - All violations occurring within the boundaries of the CCA but not violations involving the sale and consumption of alcoholic liquor and CMB that occur on the premises of participating licensees.
 - Examples – not displaying proper signage to identify the boundaries, allowing glass containers when prohibited by the ordinance/resolution, allowing open containers of alcohol to be removed from the CCA boundaries, and allowing a minor to bring alcohol into the CCA.
- Licensees participating in the CCA liable for:
 - All violations involving the sales and consumption of alcoholic liquor and CMB on the licensee's premises.
 - Examples – patrons removing alcoholic liquor or CMB from the licensee's premises in unmarked containers and selling alcohol to a minor.

Questions

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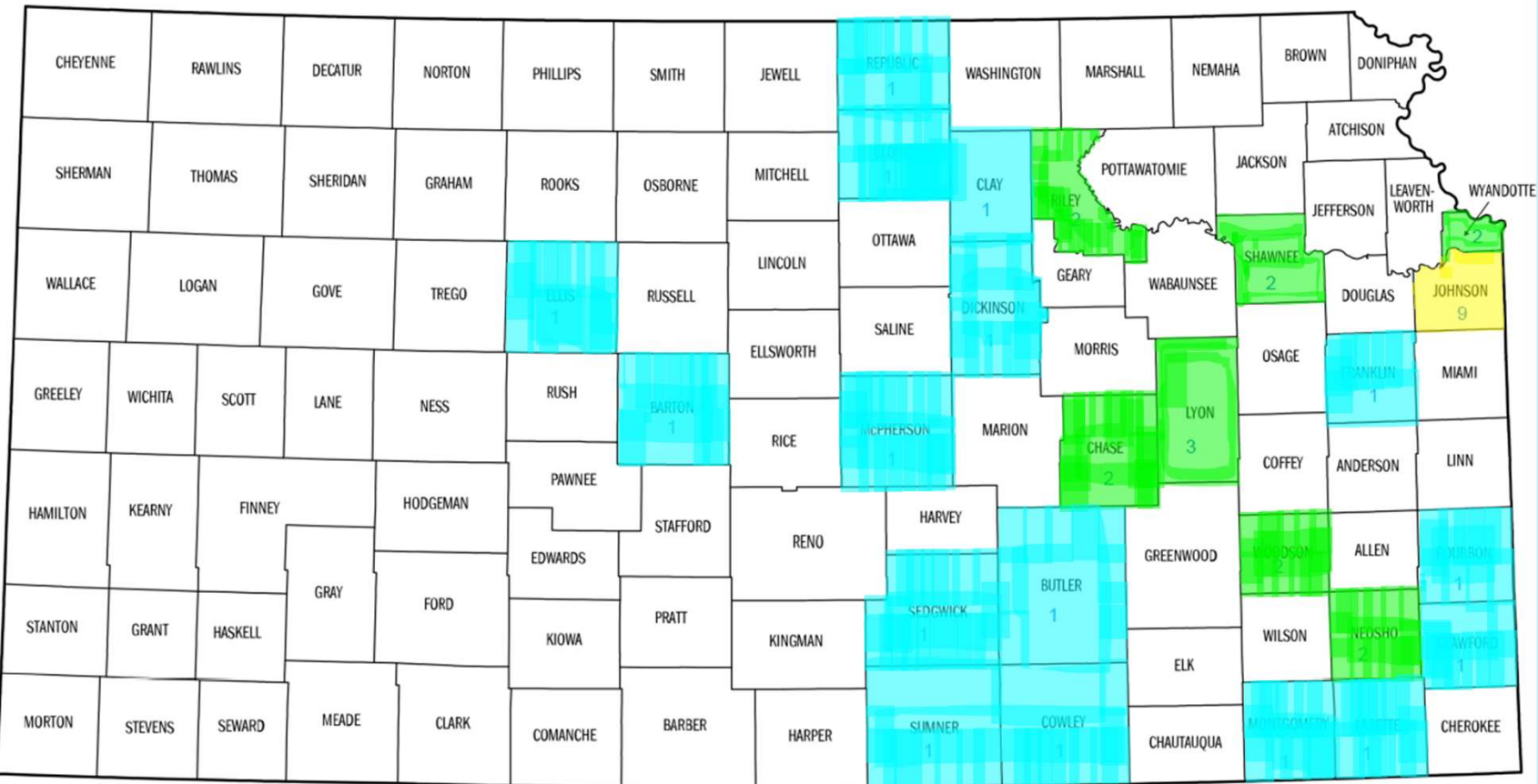
Legal Questions:
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For additional information or to apply for a CCA, visit
<https://www.ksrevenue.gov/abccommonconsumption.html>



Kansas Common Consumption Area Permits

KANSAS



The data used for this map was derived from the Kansas Department of Revenue, Alcoholic Beverage Control Division, Liquor Licensing Database.

