

COMMITTEE ON LEGISLATIVE RESEARCH  
OVERSIGHT DIVISION

**FISCAL NOTE**

L.R. No.: 0828-06  
Bill No.: SCS for SB 121  
Subject: Alcohol; Licenses - Miscellaneous; Public Safety Department  
Type: Original  
Date: February 12, 2013

---

Bill Summary: This proposal modifies provisions relating to liquor control.

**FISCAL SUMMARY**

<b>ESTIMATED NET EFFECT ON GENERAL REVENUE FUND</b>			
FUND AFFECTED	FY 2014	FY 2015	FY 2016
General Revenue	\$0 or Under \$100,000	\$0 or Under \$100,000	\$0 or Under \$100,000
<b>Total Estimated Net Effect on General Revenue Fund</b>	<b>\$0 or Under \$100,000</b>	<b>\$0 or Under \$100,000</b>	<b>\$0 or Under \$100,000</b>

<b>ESTIMATED NET EFFECT ON OTHER STATE FUNDS</b>			
FUND AFFECTED	FY 2014	FY 2015	FY 2016
<b>Total Estimated Net Effect on <u>Other</u> State Funds</b>	<b>\$0</b>	<b>\$0</b>	<b>\$0</b>

Numbers within parentheses: ( ) indicate costs or losses.  
This fiscal note contains 5 pages.

<b>ESTIMATED NET EFFECT ON FEDERAL FUNDS</b>			
<b>FUND AFFECTED</b>	<b>FY 2014</b>	<b>FY 2015</b>	<b>FY 2016</b>
<b>Total Estimated Net Effect on <u>All</u> Federal Funds</b>	<b>\$0</b>	<b>\$0</b>	<b>\$0</b>

<b>ESTIMATED NET EFFECT ON FULL TIME EQUIVALENT (FTE)</b>			
<b>FUND AFFECTED</b>	<b>FY 2014</b>	<b>FY 2015</b>	<b>FY 2016</b>
<b>Total Estimated Net Effect on FTE</b>	<b>0</b>	<b>0</b>	<b>0</b>

Estimated Total Net Effect on All funds expected to exceed \$100,000 savings or (cost).

Estimated Net Effect on General Revenue Fund expected to exceed \$100,000 (cost).

<b>ESTIMATED NET EFFECT ON LOCAL FUNDS</b>			
<b>FUND AFFECTED</b>	<b>FY 2014</b>	<b>FY 2015</b>	<b>FY 2016</b>
<b>Local Government</b>	<b>\$0 or Under \$250,000</b>	<b>\$0 or Under \$250,000</b>	<b>\$0 or Under \$250,000</b>

**FISCAL ANALYSIS**

**ASSUMPTION**

Officials from the **Department of Public Safety (DPS) - Alcohol and Tobacco Control (ATC)** assume the proposal would not fiscally impact their agency.

New Section 311.483 allows the supervisor of liquor control (assumed to be Alcohol and Tobacco Control) to issue temporary permits for festivals lasting up to seven days. The permittee shall pay \$10 for each calendar day or fraction thereof. **Oversight** assumes this could generate an unknown amount (probably under \$100,000) of revenue for the General Revenue Fund. Oversight will range the fiscal impact of the proposal from DPS' 'no impact' response to an increase in revenue of under \$100,000.

In response to other legislation, ATC has stated that cities may charge 150% of state liquor license fees (Section 311.220) and counties may charge a fee equal to state liquor license fees (Section 311.220). Based on the above assumptions, Oversight will also reflect an potential unknown amount of revenue to cities and counties.

**This proposal could increase Total State Revenues.**

<u>FISCAL IMPACT - State Government</u>	FY 2014 (10 Mo.)	FY 2015	FY 2016
<b>GENERAL REVENUE</b>			
<u>Income - Alcohol and Tobacco Control</u>			
Section 311.483 allows ATC to issue temporary permits for festivals	\$0 or Under <u>\$100,000</u>	\$0 or Under <u>\$100,000</u>	\$0 or Under <u>\$100,000</u>
<b>ESTIMATED NET EFFECT TO THE GENERAL REVENUE FUND</b>	<b>\$0 or Under <u>\$100,000</u></b>	<b>\$0 or Under <u>\$100,000</u></b>	<b>\$0 or Under <u>\$100,000</u></b>

<u>FISCAL IMPACT - Local Government</u>	FY 2014 (10 Mo.)	FY 2015	FY 2016
<b>LOCAL POLITICAL SUBDIVISIONS</b>			
<u>Income</u> - Counties - temporary permit fees for festivals (100% of amount the state charges)	\$0 or Under \$100,000	\$0 or Under \$100,000	\$0 or Under \$100,000
<u>Income</u> - Cities - temporary permit fees for festivals (150% of amount the state charges)	\$0 or <u>Under \$150,000</u>	\$0 or <u>Under \$150,000</u>	\$0 or <u>Under \$150,000</u>
<b>ESTIMATED NET EFFECT TO LOCAL POLITICAL SUBDIVISIONS</b>	<u><b>\$0 or Under \$250,000</b></u>	<u><b>\$0 or Under \$250,000</b></u>	<u><b>\$0 or Under \$250,000</b></u>

FISCAL IMPACT - Small Business

Small businesses in the liquor industry could be impacted as a result of this proposal.

FISCAL DESCRIPTION

This act creates a temporary liquor permit for festivals. Any persons holding a license to sell intoxicating liquor by the drink at retail may apply for the permit. The temporary permit shall be effective for no more than 168 consecutive hours.

The permit costs \$10 for each day it covers.

Wholesalers may, but are not be required to, give a retailer credit for liquor that is delivered but not used if the wholesaler removes the product within 72 hours of the expiration of the permit.

This legislation is not federally mandated, would not duplicate any other program and would not require additional capital improvements or rental space.

L.R. No. 0828-06  
Bill No. SCS for SB 121  
Page 5 of 5  
February 12, 2013

SOURCES OF INFORMATION

Department of Public Safety



Ross Strope  
Acting Director  
February 12, 2013

RS:LR:OD