

COMMITTEE ON LEGISLATIVE RESEARCH
OVERSIGHT DIVISION

FISCAL NOTE

L.R. No.: 3571-01
Bill No.: SB 912
Subject: Alcohol; Counties; Licenses - Liquor and Beer; Public Safety Department.
Type: Original
Date: February 11, 2002

FISCAL SUMMARY

ESTIMATED NET EFFECT ON STATE FUNDS			
FUND AFFECTED	FY 2003	FY 2004	FY 2005
General Revenue	\$1,500	\$1,800	\$1,800
Total Estimated Net Effect on <u>All</u> State Funds	\$1,500	\$1,800	\$1,800

ESTIMATED NET EFFECT ON FEDERAL FUNDS			
FUND AFFECTED	FY 2003	FY 2004	FY 2005
None			
Total Estimated Net Effect on <u>All</u> Federal Funds	\$0	\$0	\$0

ESTIMATED NET EFFECT ON LOCAL FUNDS			
FUND AFFECTED	FY 2003	FY 2004	FY 2005
Local Government	\$3,187	\$3,825	\$3,825

Numbers within parentheses: () indicate costs or losses.

This fiscal note contains 4 pages.

FISCAL ANALYSIS

ASSUMPTION

Officials from the **Department of Public Safety - Liquor Control (DLS)** state this bill amends Sections 311.178 to allow qualified licensed resorts in Camden, Miller and Morgan counties to remain open each day of the week until 3:00 a.m. of the morning of the following day. The resort's previous year annual gross sales must be \$100,000 or more. A resort is defined as any establishment having at least 75 rooms for transient guests, having at least 3,000 square feet of meeting space and having a restaurant on the premises. Applicants granted this permit must pay \$300 license fee.

DLS assumes that 6 establishments would seek a special permit as outlined in Section 311.178. The estimated increase in license fees would be approximately \$1,800 (6 x \$300) per year. DLS states that Section 311.220, RSMo, allows cities to charge one and one-half the state liquor license fee amounts and counties to charge an amount equal to the state liquor license fee amount. DLS assumes that seventy-five percent of the licensees that will obtain an extended hours license are located within a municipality. Therefore, the cities will collect additional revenues of \$2,025 ($\$1,800 \times 1.5 \times 75\%$). The counties additional revenue collection will equal the state revenue increase of \$1,800.

DLS also assumes that one additional agent (at \$36,012) will be needed in the Lake of the Ozarks area for the additional work load associated with monitoring the sales of alcoholic beverages until 3:00 a.m. at the resorts. DLS assumes the total cost, including fringe benefits and expense and equipment, for the additional agent would be roughly \$62,000 per year.

Oversight assumes DLS will be able to assume any additional responsibilities resulting from this proposal with current resources and will not require the additional agent.

Officials from the **Department of Public Safety - State Water Patrol (DWS)** state if the sale of liquor from 1 a.m. to 3 a.m. is confined only to overnight transient guests, there should be minimal impact on boating traffic. But, if that is not the intent, then the costs related to this proposal are not in DWS' current budget.

Officials from the **Office of the Attorney General** state this proposal would not fiscally impact their agency.

Officials from **Camden County** state there could be a minimal increase in revenues resulting from this proposal, but that there also could also be extra prisoner costs due to increased driving-while-intoxicated and boating-while-intoxicated charges.

ASSUMPTION (continued)

Oversight assumes this proposal is for resorts to serve liquor until 3:00 a.m. to their transient guests and therefore will not result in a significant number of driving-while-intoxicated or boating-while-intoxicated charges.

Officials from **Miller County** and **Morgan County** did not respond to our request for fiscal impact.

<u>FISCAL IMPACT - State Government</u>	FY 2003 (10 Mo.)	FY 2004	FY 2005
GENERAL REVENUE FUND			
<u>Income</u> - 3:00 a.m. liquor license fees	<u>\$1,500</u>	<u>\$1,800</u>	<u>\$1,800</u>
ESTIMATED NET EFFECT TO THE GENERAL REVENUE FUND	<u>\$1,500</u>	<u>\$1,800</u>	<u>\$1,800</u>

<u>FISCAL IMPACT - Local Government</u>	FY 2003 (10 Mo.)	FY 2004	FY 2005
CITIES			
<u>Income</u> - 3:00 a.m. liquor license fees	\$1,687	\$2,025	\$2,025
COUNTIES			
<u>Income</u> - 3:00 a.m. liquor license fees	<u>\$1,500</u>	<u>\$1,800</u>	<u>\$1,800</u>
ESTIMATED NET EFFECT TO CITIES AND COUNTIES	<u>\$3,187</u>	<u>\$3,825</u>	<u>\$3,825</u>

FISCAL IMPACT - Small Business

The proposed legislation could impact resorts located in Camden, Miller, and Morgan counties.

DESCRIPTION

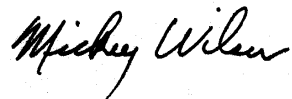
This proposal allows resorts located in Miller, Morgan and Camden counties to apply for a special permit from the Supervisor of Liquor Control to remain open and sell liquor by the drink until 3:00 a.m. each day of the week and to open at 11:00 a.m. on Sunday. The applicant must have had gross sales of \$100,000 or more in the preceding year and must be a resort. A resort is defined as "any establishment having at least seventy- five rooms for the overnight accommodation of transient guests, having at least three thousand square feet of meeting space and having a restaurant located on the premises."

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

SOURCES OF INFORMATION

Department of Public Safety
Liquor Control
Missouri Water Patrol
Office of the Attorney General
Camden County

NOT RESPONDING: **Miller County, Morgan County**



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February 11, 2002