

COMMITTEE ON LEGISLATIVE RESEARCH
OVERSIGHT DIVISION

FISCAL NOTE

L.R. No.: 4344-01
Bill No.: HB 1299
Subject: Alcohol
Type: Original
Date: March 12, 2018

Bill Summary: This proposal modifies provisions relating to the use of moneys in the Alcohol and Tobacco Control Fund.

FISCAL SUMMARY

ESTIMATED NET EFFECT ON GENERAL REVENUE FUND			
FUND AFFECTED	FY 2019	FY 2020	FY 2021
Total Estimated Net Effect on General Revenue	\$0	\$0	\$0

ESTIMATED NET EFFECT ON OTHER STATE FUNDS			
FUND AFFECTED	FY 2019	FY 2020	FY 2021
Total Estimated Net Effect on <u>Other</u> State Funds	\$0	\$0	\$0

Numbers within parentheses: () indicate costs or losses.

This fiscal note contains 4 pages.

ESTIMATED NET EFFECT ON FEDERAL FUNDS			
FUND AFFECTED	FY 2019	FY 2020	FY 2021
Total Estimated Net Effect on <u>All</u> Federal Funds	\$0	\$0	\$0

ESTIMATED NET EFFECT ON FULL TIME EQUIVALENT (FTE)			
FUND AFFECTED	FY 2019	FY 2020	FY 2021
Total Estimated Net Effect on FTE	0	0	0

☐ Estimated Net Effect (expenditures or reduced revenues) expected to exceed \$100,000 in any of the three fiscal years after implementation of the act.

ESTIMATED NET EFFECT ON LOCAL FUNDS			
FUND AFFECTED	FY 2019	FY 2020	FY 2021
Local Government	\$0	\$0	\$0

FISCAL ANALYSIS

ASSUMPTION

Officials from the **Department of Public Safety (DPS) - Alcohol and Tobacco Control (ATC)** state the change to this statute will remove the ability for the ATC to use funds from the ATC dedicated fund for administration, implementation, and enforcement of sections 311.915 (out-of-state manufacturers) and 311.950 (mobile application), which were enacted in 2016. This will prevent ATC from administering, implementing, and enforcing these newly enacted sections that relate to a temporary manufacturer event license and the selling of alcoholic beverages through the use of mobile applications at stadiums and arenas.

ATC dedicated funding was provided to administer and regulate the liquor control laws and the youth sales to tobacco laws. Chapter 311 deals entirely with liquor control laws.

Oversight notes that the Division of Alcohol and Tobacco Control Fund (0544) was created by Truly Agreed To and Finally Passed SB 373 in the 2015 session. The balance of the fund on February 28, 2018 was \$3,918,817.

Oversight also notes that the appropriations for the ATC for FYs 2016 - 2018 were:

Fund	FY 2016	FY 2017	FY 2018
General Revenue (0101)	\$843,441	\$0	\$0
Alcohol and Tobacco Control (0544)	\$0	\$1,782,439	\$1,576,828
Federal Funds (0152)	\$165,552	\$167,594	\$167,594
Healthy Families (0625)	\$145,618	\$147,870	\$147,870
TOTAL	\$1,154,611	\$2,097,903	\$1,892,292
FTE	19 FTE	29 FTE	29 FTE

Actual expenditures for the ATC for the last four years have been:

FY 2014	\$1,005,623;
FY 2015	\$ 941,642;
FY 2016	\$ 934,861; and
FY 2017	\$1,608,818

<u>FISCAL IMPACT - State Government</u>	FY 2019 (10 Mo.)	FY 2020	FY 2021
	<u>\$0</u>	<u>\$0</u>	<u>\$0</u>

<u>FISCAL IMPACT - Local Government</u>	FY 2019 (10 Mo.)	FY 2020	FY 2021
	<u>\$0</u>	<u>\$0</u>	<u>\$0</u>

FISCAL IMPACT - Small Business

No direct fiscal impact to small businesses would be expected as a result of this proposal.

FISCAL DESCRIPTION


This bill specifies that the Division of Alcohol and Tobacco Control Fund shall be a dedicated fund used solely by the Division of Alcohol and Tobacco Control within the Department of Public Safety for administration, implementation, and enforcement of the sections specified in the bill.

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 - Alcohol and Tobacco Control

Ross Strobe



Acting Director
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