

## **Department of Planning and Budget 2008 Fiscal Impact Statement**

**1. Bill Number:** HB1171

House of Origin	<input type="checkbox"/>	Introduced	<input type="checkbox"/>	Substitute	<input type="checkbox"/>	Engrossed
Second House	<input type="checkbox"/>	In Committee	<input type="checkbox"/>	Substitute	<input checked="" type="checkbox"/>	Enrolled

**2. Patron:** Cosgrove

**3. Committee:** Passed both houses

**4. Title:** **Alcoholic beverage control; prohibited acts; grounds for suspension or revocation of mixed beverage license; exceptions.**

**5. Summary:** Removes the authority of the Alcoholic Beverage Control Board to revoke or suspend a license if an establishment has allowed noisy, lewd, or disorderly conduct upon the licensed premises. The bill clarifies that the Board may revoke or suspend a license if a licensee allows obscene literature, pictures or materials upon the licensed premises. The Board may also revoke a license if the licensee allows any striptease act or any person connected with the licensed business to appear nude or partially nude unless the licensee is operating a theatre, concert hall, art center, museum, or similar establishment that is devoted primarily to the arts or theatrical performances, when the performances are expressing matters of serious literary, artistic, scientific, or political value. For a mixed beverage licensee, the Board may revoke or suspend the license if the licensee allows entertainment of an obscene nature, stripteasing, topless entertaining, or entertainment that has employees who are not clad both above and below the waist unless the licensee is operating a theatre, concert hall, art center, museum, or similar establishment that is devoted primarily to the arts or theatrical performances, when the performances are expressing matters of serious literary, artistic, scientific, or political value.

**6. No Fiscal Impact:** Final.

**7. Budget Amendment Necessary:** No.

**8. Fiscal Implications:** According to the Department of Alcoholic Beverage Control, this bill has no fiscal impact.

**9. Specific Agency or Political Subdivisions Affected:** Department of Alcoholic Beverage Control

**10. Technical Amendment Necessary:** Yes, line 167 strike the duplicative 'are'.

**11. Other Comments:** No.

**Date:** 4/9/2008 ltc

**Document:** G:\FIS\2008\ABC\hb1171er.doc