

Department of Alcoholic Beverage Control 2009 Fiscal Impact Statement

1. Bill Number: HB2051ER Enrolled

House of Origin X Introduced Substitute Engrossed

Second House In Committee Substitute Enrolled

2. Patron: Gear

3. Committee: Passed Both Houses

4. Title: Alcoholic beverage control; suspension and revocation; penalty waivers.

5. Summary: Alcoholic beverage control; suspension and revocation; penalty waivers.
Requires the ABC Board, by regulation, to establish a schedule of offenses for which any penalty may be waived upon a showing that the licensee has had no prior violations within three years immediately preceding the date of the violation.

6. Fiscal Impact Estimates:

7. Budget Amendment Necessary: A budget amendment would be necessary to account for the reduction in revenues that the proposed legislation would present to the agency.

8. Fiscal Implications: Over the past 7 fiscal years, the agency has collected between \$1.4-2.7 million annually in civil penalty revenues. In Fiscal Year 2008, civil penalties for first time offenders totaled \$1.3 million, which was 90 % of the total penalties (\$1.4 million) collected. Eliminating 90% of the penalties collected would require a corresponding downward revision in the profit estimate included in the Appropriations Act.

9. Specific Agency or Political Subdivisions Affected: Public Safety

10. Technical Amendment Necessary: None

11. Other Comments: The proposed legislation would require a change in ABC Regulations.

Date: 2/19/2009 dpb

Document: G:\FIS Template for 2008.doc

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