

Department of Planning and Budget 2009 Fiscal Impact Statement

1. Bill Number: SB 1258ER

House of Origin ☐ Introduced ☐ Substitute ☐ Engrossed
Second House ☐ In Committee ☐ Substitute ☒ Enrolled

2. Patron: McDougale

3. Committee: Passed Both Houses

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

5. Summary: Requires the Alcoholic Beverage Control (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 five years immediately preceding the date of the violation.

6. Fiscal Impact Estimates: Final (see Item 8)

7. Budget Amendment Necessary: Yes, §3-1.01.A.2.a.; front page (general fund revenue)

8. Fiscal Implications: Over the past seven fiscal years, ABC has collected between \$1.4 and \$2.7 million annually in civil penalty revenues. In FY2008, civil penalties for first time offenders totaled \$1.3 million, which was 90 percent of the total penalties (\$1.4 million) collected. Eliminating 90 percent of the penalties collected, as would occur under this legislative proposal, would require a corresponding downward revision in the profit estimate included in the Appropriations Act, which in turn reduces the general fund revenue estimate.

The proposed budgets from the money committees do not account for the reduction in general fund revenue potentially resulting from this legislation.

9. Specific Agency or Political Subdivisions Affected: ABC

10. Technical Amendment Necessary: No

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

Date: 3/11/2009 dpb

Document: G:\2009 FIS - COMPLETED\SB1258ER.Doc Reginald Thompson

cc: Secretary of Finance