

Department of Planning and Budget 2008 Fiscal Impact Statement

1. Bill Number: HB1549

House of Origin	<u> X </u>	Introduced	<u> </u>	Substitute	<u> </u>	Engrossed
Second House	<u> </u>	In Committee	<u> </u>	Substitute	<u> </u>	Enrolled

2. Patron: Cosgrove

3. Committee: General Laws

4. Title: Glass containers; on-premises licensees required to recycle.

5. Summary: Requires all “on-premises” licensees of the Virginia Alcoholic Beverage Control (ABC) Board to recycle their glass containers, if the locality in which they are located is within 50 miles of a recycling center. A \$50 civil penalty is assessed on anyone who violates this requirement; each day of violation shall constitute a separate offense. Any civil penalties assessed shall be deposited into the Litter Control and Recycling Fund.

6. Fiscal Impact Estimates: Indeterminate. See item 8.

7. Budget Amendment Necessary: No.

8. Fiscal Implications: There are approximately 7,617 potential on-premise license establishments in the Commonwealth that could be impacted by this legislation. Within ABC, both the Enforcement and Administrative Hearings Division would be fiscally impacted by this legislation. ABC does not have experience in this area of enforcement; it is clear that resources will be needed to conduct and enforce this legislation but to what extent is indeterminate. The Enforcement Division would likely need additional positions to accommodate increased workloads and the Administrative Hearings Division would be subject to additional administrative costs attributed to sending notices, conducting hearings, collecting evidence, rendering a decision, etc. The way this bill is currently written, no funding would be provided to support the increase in ABC’s workload and would have to be taken out of the agency’s enterprise fund, thereby decreasing the amount of profits ABC would transfer to the general fund.

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

10. Technical Amendment Necessary: No.

11. Other Comments: No.

Date: 2/1/2008 ltc

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