

**LEGISLATIVE BUDGET BOARD**  
**Austin, Texas**

**FISCAL NOTE, 82ND LEGISLATIVE REGULAR SESSION**

**May 3, 2011**

**TO:** Honorable John Carona, Chair, Senate Committee on Business & Commerce

**FROM:** John S O'Brien, Director, Legislative Budget Board

**IN RE: HB1936** by Gutierrez (Relating to importation and shipment of alcoholic beverages for personal consumption.), **As Engrossed**

<b>Estimated Two-year Net Impact to General Revenue Related Funds</b> for HB1936, As Engrossed: a positive impact of \$7,987,250 through the biennium ending August 31, 2013.
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**General Revenue-Related Funds, Five-Year Impact:**

Fiscal Year	Probable Net Positive/(Negative) Impact to General Revenue Related Funds
2012	\$3,987,250
2013	\$4,000,000
2014	\$4,000,000
2015	\$4,000,000
2016	\$4,000,000

**All Funds, Five-Year Impact:**

Fiscal Year	Probable Revenue Gain from <i>General Revenue Fund</i> 1	Probable (Cost) from <i>General Revenue Fund</i> 1
2012	\$4,000,000	(\$12,750)
2013	\$4,000,000	\$0
2014	\$4,000,000	\$0
2015	\$4,000,000	\$0
2016	\$4,000,000	\$0

**Fiscal Analysis**

The bill would amend Chapter 107 of the Alcoholic Beverage Code regarding the importation and shipment of alcoholic beverages for personal consumption. The bill would expand who may import alcoholic beverages for personal use without being required to hold a permit to include any person; currently it is limited to only Texas residents. The bill would also allow for a person relocating to Texas to import a personal malt beverage or distilled spirit collection as a part of that person's household goods; currently only a wine collection is allowed.

The bill would also increase the administrative fee collected by the Texas Alcoholic Beverage Commission (TABC) on imported alcoholic beverages from \$.50 to \$3.00. The bill would repeal Sections 107.07 (b) and (c), and 107.12, Alcoholic Beverage Code. The bill would make conforming changes to various sections of the code.

The bill would take effect September 1, 2011.

## **Methodology**

The Comptroller of Public Accounts (CPA) estimates increasing the administrative fee on imported alcoholic beverages from \$.50 to \$3.00 would result in \$4 million annually in additional revenue to the state. Data was gathered on the revenue collections for the administrative fee collected on alcoholic beverages imported into this state. The figures were adjusted to account for the change in eligible persons importing into this state for personal consumption and multiplied by the new fee rate. The TABC estimates a one-time implementation cost in fiscal year 2012 of \$12,750 for reprinting of pamphlets, signs and miscellaneous expenses.

## **Local Government Impact**

No significant fiscal implication to units of local government is anticipated.

**Source Agencies:** 304 Comptroller of Public Accounts, 458 Alcoholic Beverage Commission

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