

LEGISLATIVE BUDGET BOARD
Austin, Texas

FISCAL NOTE, 83RD LEGISLATIVE REGULAR SESSION

March 21, 2013

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

FROM: Ursula Parks, Director, Legislative Budget Board

IN RE: SB828 by Van de Putte (Relating to the marketing of certain alcoholic beverages by manufacturers and their agents; providing for a permitting fee.), **Committee Report 1st House, Substituted**

Estimated Two-year Net Impact to General Revenue Related Funds for SB 828, Committee Report 1st House, Substituted: a positive impact of \$10,062 through the biennium ending August 31, 2015.

General Revenue-Related Funds, Five-Year Impact:

Fiscal Year	Probable Net Positive/(Negative) Impact to General Revenue Related Funds
2014	\$10,062
2015	\$0
2016	\$10,062
2017	\$0
2018	\$10,062

All Funds, Five-Year Impact:

Fiscal Year	Probable Revenue Gain from General Revenue Fund 1
2014	\$10,062
2015	\$0
2016	\$10,062
2017	\$0
2018	\$10,062

Fiscal Analysis

The bill would amend the Alcoholic Beverage Code by adding Chapter 15, which creates a new permit type called a Distiller's Agent's Permit and establishes an annual state fee of \$10 for the new permit. The holder of a distiller's agent's permit may represent the holder of a distiller's and rectifier's permit, solicit and take orders from a holder of a wholesaler's permit for the sale of distilled spirits manufactured by the permit holder represented by the agent, and conduct free distilled spirits tastings for consumers on the premises of the holder of a package store permit.

Methodology

There are currently 43 holders of distiller's permits in the state. The Alcoholic Beverage Commission (TABC) estimates that each holder will have two agents represent them, which would create 86 entities eligible for the new permit type. The annual fee for the permit is \$10 and TABC would establish a new annual surcharge for the permit in the amount of \$47. Therefore, the biennial fee for the permit would be \$117, resulting in an estimated revenue stream of \$10,062 (86 x \$117) every other year.

Technology

TABC would create a new permit type which would entail design of forms and programming costs. The agency maintains that these costs can be absorbed within existing resources.

Local Government Impact

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

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

LBB Staff: UP, KNi, RB, AI