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FISCAL IMPACT REPORT

ORIGINAL DATE 2/23/07
LAST UPDATED 3/8/07

SPONSOR MP Garcia HB 1248/aHBIC

SHORT TITLE Access to Chilled Single Liquor Servings SB _____

ANALYST C. Sanchez

APPROPRIATION (dollars in thousands)

Appropriation		Recurring or Non-Rec	Fund Affected
FY07	FY08		
	NFI		

(Parenthesis () Indicate Expenditure Decreases)

SOURCES OF INFORMATION

LFC Files

Responses Received From

Regulation and Licensing Department (RLD)

Department of Public Safety (DPS)

SUMMARY

Synopsis of Amendment

The House business and Industry amendment for HB 1248 on page 1, line 20, after “allow”, inserts “uncontrolled”.

The amendment makes a technical change.

Synopsis of Bill

House Bill 1248 will create a new section of the Liquor Control Act that will make it a violation of the Liquor Control Act for a licensee to allow access by members of the public to unbroken, single-serving containers of alcoholic beverages that are cooled or chilled in a tub, tray, bin or any receptacle containing ice. Single serving container is defined in the bill as “a container with a volume of twenty ounces or less.”

FISCAL IMPLICATIONS

NFI

SIGNIFICANT ISSUES

HB 1248 seems to address establishments such as convenience stores or restaurants that allow unrestricted public access to alcoholic beverages by placing ice-filled tubs or containers in locations where the public may help themselves. This kind of unmonitored access can lead to minors and/or intoxicated persons acquiring alcoholic beverages.

ADMINISTRATIVE IMPLICATIONS

The Department of Public Safety will be required to monitor liquor-licensed establishments to ensure compliance. The Regulation and Licensing Department will be required to process and resolve any citations issued by the Department of Public Safety.

WHAT WILL BE THE CONSEQUENCES OF NOT ENACTING THIS BILL

Licensees will continue to promote self-service of alcoholic beverages, possibly allowing service to minors and/or intoxicated persons.

CS/mt