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## FISCAL IMPACT REPORT

ORIGINAL DATE 1/21/2007

SPONSOR M. P. Garcia LAST UPDATED \_\_\_\_\_ HB 36

SHORT TITLE Prohibit Sale of Refrigerated Alcohol SB \_\_\_\_\_

ANALYST McOlash

### APPROPRIATION (dollars in thousands)

Appropriation		Recurring or Non-Rec	Fund Affected
FY07	FY08		
	\$0.0		

(Parenthesis ( ) Indicate Expenditure Decreases)

Relates to Senate Bill 195

### SOURCES OF INFORMATION

LFC Files

Responses Received From

Administrative Office of the Courts (AOC)

### SUMMARY

#### Synopsis of Bill

House Bill 36 enacts a new section of the Liquor Control Act with a provision that it is a violation of the Liquor Control Act for a liquor licensee to sell, offer for sale or possess with intent to sell for consumption off the premises alcoholic beverages that have been cooled or chilled in any manner. The prohibition does not apply to a closed container of beer with a capacity of 5 or more gallons.

The effective date of the Act is July 1, 2007.

### FISCAL IMPLICATIONS

There will be a minimal administrative cost for statewide update, distribution and documentation of statutory changes. Any additional fiscal impact on the judiciary would be proportional to the enforcement of this law and commenced prosecutions. New laws, amendments to existing laws and new hearings have the potential to increase caseloads in the courts, thus requiring additional resources to handle the increase.

**PERFORMANCE IMPLICATIONS**

The courts are participating in performance-based budgeting. Due to increased prosecutions, this bill may have an impact on the measures of the district courts in the following areas:

- Cases disposed of as a percent of cases filed
- Percent change in case filings by case type
- Clearance Rate

**RELATIONSHIP**

House Bill 36 is related to SB 195 which adds the penalty (fourth degree felony) for selling refrigerated, cooled, or chilled alcoholic beverages.

BM/csd