

LEGISLATIVE FISCAL OFFICE
Fiscal Note



Fiscal Note On: **HB 393** HLS 21RS 904

Bill Text Version: **ORIGINAL**

Opp. Chamb. Action:

Proposed Amd.:

Sub. Bill For.:

Date: April 28, 2021	2:15 PM	Author: ORGERON
Dept./Agy.: Department of Revenue		Analyst: Kimberly Fruge
Subject: Allows for Wine Producers to Ship Directly to Consumers		

ALCOHOLIC BEVERAGES OR NO IMPACT See Note Page 1 of 1
Allows any wine producer or manufacturer to sell sparkling and still wine on or off premises and ship directly to a consumer

Present law outlines when wine may be sold and shipped directly to consumers. Present law prohibits producers or manufacturers from selling wine directly to consumers if they are in a wholesale agreement unless the consumer is physically present on the premises of the manufacturer or producers or the wine label is not assigned by the wine producer or manufacturer to the wholesaler.

Proposed law repeals presents law.

EXPENDITURES	2021-22	2022-23	2023-24	2024-25	2025-26	5 -YEAR TOTAL
State Gen. Fd.	\$0	\$0	\$0	\$0	\$0	\$0
Agy. Self-Gen.	\$0	\$0	\$0	\$0	\$0	\$0
Ded./Other	\$0	\$0	\$0	\$0	\$0	\$0
Federal Funds	\$0	\$0	\$0	\$0	\$0	\$0
Local Funds	<u>\$0</u>	<u>\$0</u>	<u>\$0</u>	<u>\$0</u>	<u>\$0</u>	\$0
Annual Total	\$0	\$0	\$0	\$0	\$0	\$0

REVENUES	2021-22	2022-23	2023-24	2024-25	2025-26	5 -YEAR TOTAL
State Gen. Fd.	\$0	\$0	\$0	\$0	\$0	\$0
Agy. Self-Gen.	\$0	\$0	\$0	\$0	\$0	\$0
Ded./Other	\$0	\$0	\$0	\$0	\$0	\$0
Federal Funds	\$0	\$0	\$0	\$0	\$0	\$0
Local Funds	<u>\$0</u>	<u>\$0</u>	<u>\$0</u>	<u>\$0</u>	<u>\$0</u>	\$0
Annual Total	\$0	\$0	\$0	\$0	\$0	\$0

EXPENDITURE EXPLANATION

There is no anticipated direct material effect on governmental expenditures as a result of this measure. Proposed law would allow any wine producer or manufacturer to sell wine on or off premises and ship directly to consumers. The Department of Revenue Office of Alcohol and Tobacco Control indicates this will have no foreseen fiscal impact on the agency.

REVENUE EXPLANATION

There is no anticipated direct material effect on governmental revenues as a result of this measure.

With out-of-state wine producers or manufacturers, the Louisiana licensed wholesaler who has contracted for distribution of the producer's or manufacturer's product in Louisiana is responsible for the payment of the applicable excise taxes in Louisiana. Proposed law will shift responsibility on particular transactions from the wholesaler to the wine producer or manufacturer at the time of purchase by the consumer. The Department of Revenue reports that it does not anticipate any significant impact to state or local governmental revenues.

Senate Dual Referral Rules
 13.5.1 >= \$100,000 Annual Fiscal Cost {S & H}
 13.5.2 >= \$500,000 Annual Tax or Fee Change {S & H}

House
 6.8(F)(1) >= \$100,000 SGF Fiscal Cost {H & S}
 6.8(G) >= \$500,000 Tax or Fee Increase or a Net Fee Decrease {S}

Alan M. Boxberger
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Staff Director