

LEGISLATIVE FISCAL OFFICE
Fiscal Note



Fiscal Note On: **HB 126** HLS 13RS 568

Bill Text Version: **REENGROSSED**

Opp. Chamb. Action:

Proposed Amd.:

Sub. Bill For.:

Date: May 7, 2013	9:45 AM	Author: HODGES
Dept./Agy.: Revenue/ATC		Analyst: Deborah Vivien
Subject: Changes requirements for HTRC postings and consequences		

ALCOHOLIC BEVERAGE PERMT RE SEE FISC NOTE SG RV See Note Page 1 of 1
Provides relative to the posting of National Human Trafficking Resources Center hotline information at certain establishments

Current law requires certain establishments found to be a public nuisance for prostitution, all sexually-oriented businesses, and every highway truck stop or rest stop to post information regarding the Human Trafficking Resource Center (HTRC) hotline. The Department of Public Safety determines the appropriate language of the posting. The Department of Revenue and the Department of Transportation and Development (DOTD) must provide a sample of an acceptable posting on its website. The Commissioner of ATC has the authority to impose a fine in lieu of a revocation of a license.

Proposed law retains current law and replaces highway truck stop with full service fuel facility adjacent to an interstate highway. The bill also transfers the language approval of HTRC hotline postings from DOTD to the Commissioner of Alcohol and Tobacco Control (ATC), who also promulgates rules. The bill clarifies that the Department of Revenue and ATC will include an acceptable sample posting on its website and states placement of postings in certain establishments. The bill allows the ATC or any enforcement agency with jurisdiction to impose a fee according to statutory schedule from those establishments not in compliance with HTRC hotline posting requirements.

EXPENDITURES	2013-14	2014-15	2015-16	2016-17	2017-18	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	2013-14	2014-15	2015-16	2016-17	2017-18	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.

REVENUE EXPLANATION

There is no anticipated direct material effect on governmental revenues as a result of this measure. Under current law, the Commissioner has the authority to impose a fine of \$500 in lieu of a revocation of a license, which would increase ATC receipts to the extent that non-compliance results in a fine instead of a permit revocation. Businesses are assumed to be largely in compliance since the bill does not change the fundamental requirement that the HTRC hotline information be posted. To the extent that they are not in compliance and a fine is imposed and paid, receipts of ATC will increase.

<u>Senate</u>	<u>Dual Referral Rules</u>	<u>House</u>
<input type="checkbox"/> 13.5.1 >= \$100,000 Annual Fiscal Cost {S&H}	<input type="checkbox"/> 6.8(F) >= \$500,000 Annual Fiscal Cost {S}	
<input type="checkbox"/> 13.5.2 >= \$500,000 Annual Tax or Fee Change {S&H}	<input type="checkbox"/> 6.8(G) >= \$500,000 Tax or Fee Increase or a Net Fee Decrease {S}	

Gregory V. Albrecht
Chief Economist