

FISCAL NOTE

SB 1285 - HB 1251

February 27, 2005

SUMMARY OF BILL: Changes the definition of adult bookstore to include businesses that derive at least 40% of their gross proceeds from the sale of sexually oriented material, devices, or paraphernalia and specified sexual activities regardless of how the establishment markets, advertises, labels, characterizes or sells such items. Specifies that the adult establishment board will make the determination whether a business is adult-oriented. If such determination is different than the owner's characterization of the business, the county attorney is authorized to institute suit for declaratory judgment.

ESTIMATED FISCAL IMPACT:

Increase Local Govt. Revenues – Not Significant

Increase Local Govt. Expenditures – Not Significant

Assumptions:

- The number of additional businesses that would fall under the expanded definition of adult bookstore would not significantly increase the number of permit applications received by local governments.
- Additional expenditures by local governments for the review of the classification of businesses by the adult establishment board and for declaratory judgment actions would not result in significant increases in local government expenditures.

CERTIFICATION:

This is to duly certify that the information contained herein is true and correct to the best of my knowledge.



James W. White, Executive Director

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