

TENNESSEE GENERAL ASSEMBLY
FISCAL REVIEW COMMITTEE



FISCAL MEMORANDUM

SB 1879 – HB 1994

February 16, 2016

SUMMARY OF ORIGINAL BILL: Prohibits any unlicensed person from delivering intoxicating liquor to customers that results in a fee or service charge.

Adds products sold by businesses, licensed to sell beer under Tenn. Code Ann. § 57-5-103 (Permit from county or city required – Classification of counties – Purchases of beer for resale), to the products authorized to be delivered by a person licensed to deliver alcoholic beverages. Establishes an appeal process for applicants who are denied a delivery license.

Authorizes the Alcoholic Beverage Commission (ABC) to revoke a delivery license, if the individual is convicted of certain offenses. Increases from one gallon to two gallons, the limit of alcohol that may be delivered without certain documentation regarding the customer.

FISCAL IMPACT OF ORIGINAL BILL:

NOT SIGNIFICANT

SUMMARY OF AMENDMENT (012156): Adds language to the original bill specifying that a reference to permittees licensed under Tenn. Code Ann. § 57-5-103, means “off-premise retail permittees” for purposes of the legislation.

FISCAL IMPACT OF BILL WITH PROPOSED AMENDMENT:

Unchanged from the original fiscal note.

Assumptions for the bill as amended:

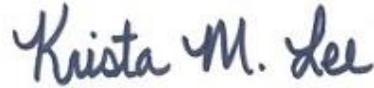
- A violation of the delivery prohibition for unlicensed individuals is a Class A misdemeanor.
- There will not be a sufficient number of prosecutions for state or local government to experience any significant increase in revenue or expenditures.
- Adding products to the list of approved items that would be deliverable will result in no significant fiscal impact to the state or local government.
- Establishing an appeals process for applicants who are denied a delivery license will not result in a significant increase in expenditures for ABC.

SB 1879 – HB 1994

- The number of revoked delivery licenses pursuant to the provisions of this bill is considered not significant.
- Increasing the number of gallons of alcohol that can be delivered by a licensed delivery person will not result in any significant impact.
- Any fiscal impact to state or local government revenue or expenditures is estimated to be not significant.

CERTIFICATION:

The information contained herein is true and correct to the best of my knowledge.

A handwritten signature in blue ink that reads "Krista M. Lee". The signature is written in a cursive, flowing style.

Krista M. Lee, Executive Director

/jaw