

SENATE STAFF ANALYSIS AND ECONOMIC IMPACT STATEMENT

(This document is based on the provisions contained in the legislation as of the latest date listed below.)

BILL: SB 804

SPONSOR: Senator Clary

SUBJECT: Alcoholic Beverage and Tobacco Trust Fund

DATE: February 6, 2004 REVISED: _____

	ANALYST	STAFF DIRECTOR	REFERENCE	ACTION
1.	<u>DeLoach</u>	<u>Hayes</u>	<u>AGG</u>	<u>Favorable</u>
2.	<u> </u>	<u> </u>	<u>AP</u>	<u>Withdrawn: Favorable</u>
3.	<u> </u>	<u> </u>	<u> </u>	<u> </u>
4.	<u> </u>	<u> </u>	<u> </u>	<u> </u>
5.	<u> </u>	<u> </u>	<u> </u>	<u> </u>
6.	<u> </u>	<u> </u>	<u> </u>	<u> </u>

I. Summary:

This legislation re-creates the Alcoholic Beverage and Tobacco Trust Fund without modification, effective November 4, 2004. The Alcoholic Beverage and Tobacco Trust Fund, FLAIR #79-2-022, is administered by the Department of Business and Professional Regulation. This fund was last re-created effective November 4, 2000, by Chapter 99-88, Laws of Florida.

II. Present Situation:

Section 561.025, F.S., creates the Alcoholic Beverage and Tobacco Trust Fund, and sections 210.151, 210.1605, 210.20, 210.405, 210.51, 403.708, 561.01, 561.121, 561.32, 569.003, and 932.7055, F.S., provide revenue sources for the fund. The trust fund provides for the operations of the Division of Alcohol, Beverage and Tobacco for regulation, licensing and tax collection purposes. In addition, the trust fund distributes revenues to municipalities and counties, the Department of Education, and the General Revenue Fund. The major sources of revenue for the fund are dealer permits, applications, fees, and taxes on products. According to LAS/PBS data, receipts to this fund for FY 2002-2003 were \$62 million.

III. Effect of Proposed Changes:

This bill re-creates the trust fund without modification.

IV. Constitutional Issues:

A. Municipality/County Mandates Restrictions:

None.

B. Public Records/Open Meetings Issues:

None.

C. Trust Funds Restrictions:

None.

V. Economic Impact and Fiscal Note:**A. Tax/Fee Issues:**

None.

B. Private Sector Impact:

None.

C. Government Sector Impact:

This legislation has no fiscal impact on state agencies or state funds, on local governments as a whole or on the private sector. It simply re-creates, without modification, an existing state trust fund and continues the current use of the fund.

VI. Technical Deficiencies:

None.

VII. Related Issues:

None.

VIII. Amendments:

None.