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PREPARED BY: Doug Gibbs
DATE PREPARED: February 02, 2012
PHONE: 402-471-0051

LB 1130

Revision: 00

FISCAL NOTE

LEGISLATIVE FISCAL ANALYST ESTIMATE

| ESTIMATE OF FISCAL IMPACT – STATE AGENCIES * | | | | |
|--|--------------|---------|--------------|---------|
| | FY 2012-13 | | FY 2013-14 | |
| | EXPENDITURES | REVENUE | EXPENDITURES | REVENUE |
| GENERAL FUNDS | \$1,000 | \$0 | \$0 | \$0 |
| CASH FUNDS | | | | |
| FEDERAL FUNDS | | | | |
| OTHER FUNDS | | | | |
| TOTAL FUNDS | \$1,000 | \$0 | \$0 | \$0 |

*Does not include any impact on political subdivisions. See narrative for political subdivision estimates.

LB 1130 amends the Nebraska Liquor Control Act to provide for an entertainment district license.

An entertainment district license allows the sale of alcoholic liquor for consumption on the premises within the confines of a commons area. A "commons area" means an area within an entertainment district designated by a local governing body, is shared by authorized licensees with entertainment district licenses, abuts the licensed premises of such licensees, has limited pedestrian access, and is closed to vehicular traffic. The commons area may include any area of a public or private right-of-way if the area otherwise meets the listed requirements.

The holder of a retail license, or a craft brewery license, or a microdistillery license may also obtain an entertainment district license.

The local governing body, which is defined as the governing body of the city or village where the entertainment license is located, may designate an entertainment district in which a commons area may be used by retail, craft brewery, and microdistillery licensees.

An entertainment district licensee shall serve alcoholic liquor to be consumed in the commons area in containers that prominently display the licensee's trade name or logo. Liquor sold by another entertainment district licensee may enter the commons area. No alcoholic liquor is to leave the commons area.

To obtain an entertainment district license the eligible person must file an application with the Commission and pay an additional license fee of \$300 to the clerk of the local government body.

The Nebraska Liquor Control Commission estimates a one-time cost of \$1,000 to up-grade the computer license program to include this license type. Since the license fee is collected by the local governing body, no additional revenue is projected.

We agree with the Commission's estimate of fiscal impact.

IMPACT TO POLITICAL SUBDIVISIONS:

The city of Omaha estimates that LB 1130 will generate revenue of \$7,200 annually and have an annual cost of \$1,500.

DEPARTMENT OF ADMINISTRATIVE SERVICES

| | | | |
|--|-----------|---------|----------------|
| REVIEWED BY | Gary Bush | 1/25/12 | PHONE 471-2526 |
| COMMENTS | | | |
| LIQUOR CONTROL COMMISSION – Agency's estimate of impact appears to be reasonable. | | | |
| CITY OF OMAHA – No basis to disagree with estimate. Estimate appears to be reasonable. | | | |

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LEGISLATIVE FISCAL

2012

Please complete ALL (5) blanks in the first three lines.

LB⁽¹⁾ 1130 FISCAL NOTE

State Agency OR Political Subdivision Name: ⁽²⁾ City of Omaha

Prepared by: ⁽³⁾ Sheri Larsen Date Prepared: ⁽⁴⁾ 01-24-2012 Phone: ⁽⁵⁾ 402-444-5477

ESTIMATE PROVIDED BY STATE AGENCY OR POLITICAL SUBDIVISION

| | <u>FY 2012-2013</u> | | <u>FY 2013-2014</u> | |
|---------------|---------------------|----------------|---------------------|----------------|
| | <u>EXPENDITURES</u> | <u>REVENUE</u> | <u>EXPENDITURES</u> | <u>REVENUE</u> |
| GENERAL FUNDS | \$1,500 | \$7,200 | \$1,500 | \$7,200 |
| CASH FUNDS | | | | |
| FEDERAL FUNDS | | | | |
| OTHER FUNDS | | | | |
| TOTAL FUNDS | | | | |

Return by date specified or 72 hours prior to public hearing, whichever is earlier.

Explanation of Estimate:

The City of Omaha estimates that LB 1130 would generate \$7,200 in general fund annually. There would also be additional administrative costs and application expenses, the cost of those are estimated at \$1,500 annually.

MAJOR OBJECTS OF EXPENDITURE

Personal Services:

| <u>POSITION TITLE</u> | <u>NUMBER OF POSITIONS</u> | | <u>2012-2013 EXPENDITURES</u> | <u>2013-2014 EXPENDITURES</u> |
|---------------------------|----------------------------|--------------|-----------------------------------|-----------------------------------|
| | <u>12-13</u> | <u>13-14</u> | | |
| Benefits..... | | | | |
| Operating..... | | | | |
| Travel..... | | | | |
| Capital outlay..... | | | | |
| Aid..... | | | | |
| Capital improvements..... | | | | |
| TOTAL..... | | | | |