

CONFIDENTIAL
LEGISLATIVE BILL REVIEW FORM: 2016

Bill Number: S.250 **Name of Bill:** *Alcoholic beverages; licensing; manufacturers of spirits (bill morphed into much more than the original title)*

Agency/ Dept: *Liquor Control* **Author of Bill Review:** *Gary Kessler, Deputy Commissioner*

Date of Bill Review: May 20, 2016 **Related Bills and Key Players** _____

Status of Bill: (check one): _____ Upon Introduction _____ As passed by 1st body ☒ As passed by both

Recommended Position:

☒ Support _____ Oppose _____ Remain Neutral _____ Support with modifications identified in #8 below

Analysis of Bill

1. **Summary of bill and issue it addresses.** *Describe what the bill is intended to accomplish and why.* The bill is in part a follow on from the legislative study on DLC modernization done in 2015, which is setting the stage for a more through update to Title 7 in 2017. There are a number of definitional changes to different licenses issued by the Department including the creation of a new Destination Resort Master License. There is also a new provision to allow a licensee to deliver beer or wine during limited hours. The Department is tasked with making a rule related to this new delivery provision by 2017. The DLC and Department of Taxes are tasked with completing a study on how to allow the transfer of malt beverages between facilities owned by the same manufacture without having to pay taxes for the transfer. The bill also deals with appointment of liquor control board and the DLC commissioner.
2. **Is there a need for this bill?** *Please explain why or why not.* Yes to cleanup some provisions, clarify others and add some other provisions.
3. **What are likely to be the fiscal and programmatic implications of this bill for this Department?** Some additional work to create several new classes of licenses and drafting of new rules and a report.
4. **What might be the fiscal and programmatic implications of this bill for other departments in state government, and what is likely to be their perspective on it?** No additional impact for other departments is anticipated.
5. **What might be the fiscal and programmatic implications of this bill for others, and what is likely to be their perspective on it?** *(for example, public, municipalities, organizations, business, regulated entities, etc)*
No fiscal impact is anticipated.

6. Other Stakeholders:

6.1 Who else is likely to support the proposal and why? Those seeking the new licenses have supported the bill.

Please return this bill review as a Microsoft Word document to Jahala.Dudley@vermont.gov & Jessica.Mishaan@vermont.gov

6.2 Who else is likely to oppose the proposal and why? *None expected.*

- 7. Rationale for recommendation:** *Justify recommendation stated above.* Most of the changes are welcome or not a concern. Some concern has been raised over the addition allowing for the delivery of beer and wine. Details that are concerns will be worked out in the rule created by the Department.
- 8. Specific modifications that would be needed to recommend support of this bill:** *Not meant to rewrite bill, but rather, an opportunity to identify simple modifications that would change recommended position.* No modifications are suggested at this time.
- 9. Will this bill create a new board or commission AND/OR add or remove appointees to an existing one? If so, which one and how many?** *No.*

Secretary/Commissioner has reviewed this document:

Gary Kessler

Date: 5-20-16