

BILL SUMMARY
1st Session of the 57th Legislature

Bill No.:	SB 115
Version:	ENGR
Request Number:	NA
Author:	Rep. McEntire
Date:	4/8/2019
Impact:	Tax Commission:
	Unknown
	ABLE: \$0

Research Analysis

SB 115 creates a commercial vessel beverage license for commercial vessels operating solely on the waterways in Oklahoma. Holders of a commercial vessel beverage license must purchase their products from an authorized distributor or wholesaler and are subject to the excise tax associated with alcoholic beverage purchases.

Prepared By: Brad Wolgamott

Fiscal Analysis

Analysis provided by the Tax Commission:

The measure expands the airline/railroad alcoholic beverage license to include commercial vessels operating solely on the state's waterways. It requires commercial vessels to purchase alcoholic beverages from the holder of a wholesaler license or beer distributor license and that the purchases will not be exempt from the excise tax pursuant to 37A O.S. § 5-101.

However, because the measure is silent regarding whether these license holders must also obtain a mixed beverage or similar license from ABLE which would trigger similar OTC licensing requirements and the obligation to collect mixed beverage tax on the sales of these alcoholic beverages, it is unclear from the language of the measure if such sales of alcoholic beverages sold on commercial vessels operating solely on waterways within Oklahoma are intended to be exempt or subject to mixed beverage tax pursuant to 37A § 5-105.

The measure will have an unknown impact on state tax revenues for FY 20.

Upon review, the Alcoholic Beverage Laws Enforcement Commission (ABLE), does not anticipate any fiscal or revenue impact to the agency.

Prepared By: Mark Tygret

Other Considerations

None.

