

**Hall of the House of Representatives**  
90th General Assembly - Regular Session, 2015  
**Amendment Form**

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**Subtitle of House Bill No. 1375**

TO ALLOW LOCAL GOVERNMENTS TO LEVY TAXES ON ALCOHOLIC BEVERAGES.

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**Amendment No. 1 to House Bill No. 1375**

Amend House Bill No. 1375 as originally introduced:

Immediately following the enacting clause, add an additional section to read as follows:

"SECTION 1. DO NOT CODIFY. Legislative findings.

The General Assembly finds that:

(1) Excessive alcohol consumption is responsible for approximately seventy-nine thousand (79,000) deaths per year in the country, making it the third-leading cause of preventable deaths in the United States;

(2) The economic costs associated with alcohol misuse are in the billions of dollars;

(3) The density of retail alcohol outlets is highly regulated to reduce excessive alcohol consumption and related problems; and

(4) An increased density of retail alcohol outlets is associated with higher levels of alcohol consumption and related issues, including medical problems, automobile accidents, domestic abuse, and crime."

AND

Page 1, line 20, delete "SECTION 1" and substitute "SECTION 2"

AND

Page 2, line 4, delete "(a)" and substitute "(a)(1)"

AND

Page 2, delete line 9, and substitute the following:

"to fund one (1) or more public health and safety measures in the county.

(2) A county excise tax levied under this chapter applies to retail sales of alcoholic beverages sold for on-premises or off-premises consumption."

AND

Page 3, delete line 19, and substitute the following:



"(2) The ordinance levying the county excise tax on alcoholic beverages shall become effective on the"

AND

Page 3, delete line 24, and substitute the following:  
"under this chapter beginning the effective date provided in subdivision (2) of this section unless enjoined by a court order."

AND

Page 4, line 29, delete "The" and substitute "Beginning on the effective date stated in § 26-83-103, the"

AND

Page 4, line 29, delete "collector", and substitute "treasurer"

AND

Page 4, line 31, delete "court", and substitute "court and adopted by ordinance"

AND

Page 4, line 32, delete "collector's", and substitute "treasurer's"

AND

Page 4, line 33, delete "collected", and substitute "collected in accordance with § 21-6-302"

AND

Page 4, delete lines 35 and 36, and substitute the following:  
"forms approved by the county quorum court and provided by the county treasurer."

AND

Page 5, line 8, delete "from the other"

AND

Page 5, line 9, delete "revenues of the county"

AND

Page 5, line 10, delete "account", and substitute "special revenue account"

AND

Page 5, delete lines 11 and 12, and substitute the following:  
"Beverages Tax Fund" on the books of the county treasurer."

AND

Page 5, line 14, delete "account", and substitute "special revenue account"

AND

Page 5, line 16, delete "Withdrawals", and substitute "Payments and transfers"

AND

Page 5, line 16, delete "account", and substitute "special revenue account"

AND

Page 5, delete line 19, and substitute the following:

"(2) Payment of the county treasurer's commission.

(c) A claim for payment shall go through the county claims process under § 14-23-101 et seq. before payment is made from the special revenue account established under subdivision (a)(1) of this section."

The Amendment was read \_\_\_\_\_

By: Representative J. Mayberry  
JLL/JLL - 03-10-2015 15:21:15  
JLL370

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Chief Clerk