

**Bill Summary**  
1<sup>st</sup> Session of the 57<sup>th</sup> Legislature

<b>Bill No.:</b>	<b>SB 115</b>
<b>Version:</b>	<b>INT</b>
<b>Request No.:</b>	<b>735</b>
<b>Author:</b>	<b>Sen. Bergstrom</b>
<b>Date:</b>	<b>01/02/2019</b>

**Bill Analysis**

SB 115 authorizes businesses operating on waterways within the state to sell alcoholic beverages on their commercial vessels. 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: Kalen Taylor

**OKLAHOMA TAX COMMISSION**

**REVENUE IMPACT STATEMENT  
FIRST REGULAR SESSION, FIFTY-SEVENTH OKLAHOMA LEGISLATURE**

**DATE OF IMPACT STATEMENT:** February 6, 2019

**BILL NUMBER:** SB 115 **STATUS AND DATE OF BILL:** Introduced 01/02/2019

**AUTHORS:** House n/a Senate Bergstrom

**TAX TYPE (S):** Alcohol **SUBJECT:** Other

**PROPOSAL:** Amendatory

The measure expands the airline/railroad alcoholic beverage license to include commercial vessels operating solely on the state's waterways. It requires commercial vessels purchase alcoholic beverages from the holder of a wholesaler license or beer distributor license which are subject to the imposition of alcohol excise tax pursuant to 37A O.S. § 5-101.

**EFFECTIVE DATE:** Emergency – July 1, 2019

**REVENUE IMPACT:**

Insert dollar amount (plus or minus) of the expected change in state revenues due to this proposed legislation.

FY 20: Unknown

Feb. 6, 2019  
DATE

Rick Miller  
DIVISION DIRECTOR

msm

2-6-2019  
DATE

Huan Gong  
HUAN GONG, ECONOMIST

2-6-19  
DATE

Jim Mat  
FOR THE COMMISSION

*\*The estimated revenue impact provided herein is an estimate of the potential impact on the collection or apportionment of tax revenues affected by the proposed legislation. It is not intended to be an estimate of the overall fiscal impact on the state budget if the proposed legislation is enacted.*

**ATTACHMENT TO REVENUE IMPACT – SB 115 – [Introduced] – Prepared 02/06/2019**

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 the OTC which would trigger the requirement 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 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.