

**LEGISLATIVE BUDGET BOARD**  
**Austin, Texas**

**FISCAL NOTE, 79TH LEGISLATIVE REGULAR SESSION**

**May 13, 2005**

**TO:** Honorable Troy Fraser, Chair, Senate Committee on Business & Commerce

**FROM:** John S. O'Brien, Deputy Director, Legislative Budget Board

**IN RE: HB833** by Gattis (Relating to hours of sale for certain alcoholic beverages in certain areas.),  
**As Engrossed**

**No fiscal implication to the State is anticipated.**

The bill would adjust the population limits that apply to cities and counties for determining the hours in which a holder of a mixed beverage permit may sell mixed beverages. The bill would take effect immediately if it receives the required two-thirds vote in each house; otherwise, it would take effect September 1, 2005.

Current statute authorizes the sale of mixed beverages between midnight and 2:00 a.m. in a city or county having a population of 500,000 or more based on the most recent federal census. The proposed change would increase the population criteria to 800,000 or more based on the most recent federal census or 500,000 or more according to the 22nd Decennial Census of the United States released on March 12, 2001.

**Local Government Impact**

No fiscal implication to units of local government is anticipated.

**Source Agencies:** 458 Alcoholic Beverage Commission

**LBB Staff:** JOB, CL, JRO, DLBa