

## **BILL ANALYSIS**

S.B. 1426  
By: Averitt  
Licensing & Administrative Procedures  
Committee Report (Unamended)

### **BACKGROUND AND PURPOSE**

Currently, wine and beer permittees may obtain a food and beverage certificate if food service is the primary business being operated on the premises. This certificate distinguishes bars from restaurants and exempts those who qualify for the certificate from a number of regulations. Concessionaires in sports and convention facilities do not qualify for a certificate due to the fact that sporting events or conventions are the primary business in these facilities.

S.B. 1426 allows the Texas Alcoholic Beverage Commission to exempt permittees who are concessionaires in public entertainment venues, such as sports stadiums and convention centers, from the requirement that food service be the primary business on the premises in order to obtain a food and beverage certificate.

### **RULEMAKING AUTHORITY**

It is the committee's opinion that this bill does not expressly grant any additional rulemaking authority to a state officer, department, agency, or institution.

### **ANALYSIS**

SECTION 1. Amends Section 25.13(b), Alcoholic Beverage Code, to authorize the Texas Alcoholic Beverage Commission to exempt permittees who are concessionaires in public entertainment venues such as sports stadiums and convention centers from the requirement that food service be the primary business on the premises.

SECTION 2. Amends Section 69.16(b), Alcoholic Beverage Code, to make a conforming change.

SECTION 3. Effective date: September 1, 2007.

### **EFFECTIVE DATE**

September 1, 2007.