

# SENATE AMENDMENTS

2<sup>nd</sup> Printing

By: Isett

H.B. No. 1541

A BILL TO BE ENTITLED

AN ACT

relating to preannouncement of certain promotional events and purchases by certain alcoholic beverage permit holders.

BE IT ENACTED BY THE LEGISLATURE OF THE STATE OF TEXAS:

SECTION 1. Section 102.07(g), Alcoholic Beverage Code, is amended to read as follows:

(g) Subsection (a) does not prohibit a permittee covered under Subsection (a) from prearranging or preannouncing a promotional activity otherwise permitted by this code with a retailer about a promotional activity to be held on the retailer's premises. A holder of a wholesaler's or class B wholesaler's permit may prearrange a promotional activity only for distilled spirits or wine. A permittee may ~~not~~:

(1) preannounce a promotion to a consumer~~[, if the permittee is the holder of a wholesaler's or class B wholesaler's permit]~~; or

(2) preannounce the purchase of wine or distilled spirits to a consumer.

SECTION 2. This Act takes effect September 1, 2007.

**ADOPTED**

MAY 23 2007

*Lotay Spaw*  
Secretary of the Senate

By: Isett, Carl / Vandepotte

H.B. No. 1541

Substitute the following for H.B. No. 1541:

By: Vandepotte

C.S. H.B. No. 1541

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6 amended to read as follows:

7 (g) Subsection (a) does not prohibit a permittee covered  
8 under Subsection (a) from prearranging or preannouncing a  
9 promotional activity otherwise permitted by this code with a  
10 retailer about a promotional activity to be held on the retailer's  
11 premises. A holder of a wholesaler's or class B wholesaler's permit  
12 may prearrange a promotional activity only for distilled spirits or  
13 wine. Notwithstanding any other provision, a [A] permittee may  
14 ~~[not]~~:

15 (1) preannounce a promotion to a consumer [~~if the~~  
16 ~~permittee is the holder of a wholesaler's or class B wholesaler's~~  
17 ~~permit~~]; or

18 (2) preannounce the purchase of wine or distilled  
19 spirits to a consumer.

20 SECTION 2. This Act takes effect September 1, 2007.

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**LEGISLATIVE BUDGET BOARD**

**Austin, Texas**

**FISCAL NOTE, 80TH LEGISLATIVE REGULAR SESSION**

**May 16, 2007**

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

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

**IN RE: HB1541** by Isett, Carl (Relating to preannouncement of certain promotional events and purchases by certain alcoholic beverage permit holders. ), **Committee Report 2nd House, Substituted**

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

The bill amends Alcoholic Beverage Code, Section 102, which states a permittee may preannounce a promotion to a consumer. This bill would take effect September 1, 2007.

The Texas Alcoholic Beverage Commission anticipates no significant fiscal impact on the department from the implementation of this bill.

**Local Government Impact**

No significant fiscal implication to units of local government is anticipated.

**Source Agencies:** 458 Alcoholic Beverage Commission

**LBB Staff:** JOB, JRO, GG, LG

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

**FISCAL NOTE, 80TH LEGISLATIVE REGULAR SESSION**

**May 11, 2007**

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

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

**IN RE:** **HB1541** by Isett, Carl (Relating to preannouncement of certain promotional events and purchases by certain alcoholic beverage permit holders.), **As Engrossed**

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

The bill amends Alcoholic Beverage Code, Section 102, which states a permittee may preannounce a promotion to a consumer. This bill would take effect September 1, 2007.

The Texas Alcoholic Beverage Commission anticipates no significant fiscal impact on the department from the implementation of this bill.

**Local Government Impact**

No significant fiscal implication to units of local government is anticipated.

**Source Agencies:** 458 Alcoholic Beverage Commission

**LBB Staff:** JOB, JRO, GG, LG

**LEGISLATIVE BUDGET BOARD**

**Austin, Texas**

**FISCAL NOTE, 80TH LEGISLATIVE REGULAR SESSION**

**April 9, 2007**

**TO:** Honorable Kino Flores, Chair, House Committee on Licensing & Administrative Procedures

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

**IN RE: HB1541** by Isett, Carl (Relating to preannouncement of certain promotional events and purchases by certain alcoholic beverage permit holders.), **As Introduced**

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

The bill amends Alcoholic Beverage Code, Section 102, which states a permittee may preannounce a promotion to a consumer. This bill would take effect September 1, 2007.

The Texas Alcoholic Beverage Commission anticipates no significant fiscal impact on the department from the implementation of this bill.

**Local Government Impact**

No significant fiscal implication to units of local government is anticipated.

**Source Agencies:** 458 Alcoholic Beverage Commission

**LBB Staff:** JOB, JRO, GG, LG