

BILL ANALYSIS

H.B. 2560
By: Kuempel
Licensing & Administrative Procedures
Committee Report (Amended)

BACKGROUND AND PURPOSE

Currently, the Texas Alcoholic Beverage Commission has procedures in place to prevent permit holders who are delinquent in payments for liquor from obtaining products illegally. These procedures include preventing a retailer from voluntarily canceling a permit or placing a permit in suspense or allowing a permit to be renewed or transferred if the retailer is delinquent.

H.B. 2560 prohibits the Texas Alcoholic Beverage Commission (TABC) or the administrator for TABC from accepting the voluntary cancellation or suspension of a permit, or the renewal or transfer of a permit, if the permit holder is delinquent for the purchase of liquor.

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

H.B. 2560 prohibits the Texas Alcoholic Beverage Commission (TABC) or the administrator for TABC from accepting the voluntary cancellation or suspension of a permit or allowing a permit to be renewed or transferred if the permit holder is delinquent in the payment of an account for liquor. The bill provides that a person whose permit is cancelled by TABC is not eligible to hold any other alcoholic beverage permit or license until the person has cured any delinquency in the payment of an account for liquor.

EFFECTIVE DATE

On passage, or, if the act does not receive the necessary vote, the act takes effect September 1, 2009.

EXPLANATION OF AMENDMENTS

Committee Amendment No. 1:

H.B. 2560 is amended to provide that a person whose permit has expired is not eligible to hold any other alcoholic beverage permit or license until the person has cured any delinquency in the payment of an account for liquor.