

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

**FISCAL NOTE, 81ST LEGISLATIVE REGULAR SESSION**

**April 28, 2009**

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

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

**IN RE: HB2237** by Hamilton (Relating to possession by certain alcoholic beverage permit holders of certain alcoholic beverages for cooking purposes.), **As Engrossed**

<b>No significant fiscal implication to the State is anticipated.</b>
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The bill would amend the Alcoholic Beverage Code, Section 25.09 permitting the Texas Alcoholic Beverage Commission (TABC) by rule to allow holders of a wine and beer retailer's or the permittee's officer to possess and use alcoholic beverages in excess of 17 percent by volume on the licensed premises for cooking purposes. The bill would also amend the Alcoholic Beverage Code, Section 25.09 to allow TABC by rule to allow holders of mixed beverage permits or an officer, agent, or employee of the permit to possess and use alcoholic beverages that are not covered by an invoice on the permitted premises for cooking purposes.

The Texas Alcoholic Beverage Commission (TABC) anticipates no significant fiscal impact to their agency.

**Local Government Impact**

No fiscal implication to units of local government is anticipated.

**Source Agencies:** 458 Alcoholic Beverage Commission

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