

LEGISLATIVE BUDGET BOARD
Austin, Texas

FISCAL NOTE, 81ST LEGISLATIVE REGULAR SESSION

March 24, 2009

TO: Honorable Edmund Kuempel, Chair, House Committee on Licensing & Administrative Procedures

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

IN RE: HB2756 by Truitt (Relating to penalties imposed on a holder of an alcoholic beverage license or permit on the basis of a criminal prosecution.), **As Introduced**

No significant fiscal implication to the State is anticipated.

The bill would amend the Alcoholic Beverage Code by repealing Section 11.641(c), removing the prohibition of imposing a civil penalty under Section 11.64, Alcoholic Beverage Code, on the basis of a criminal prosecution in which the defendant was found not guilty, the criminal charges were dismissed, or there has been no final adjudication. The repeal of Section 11.641(c) only applies to imposition of a penalty after the effective date of the bill. The bill would take effect September 1, 2009.

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