

LEGISLATIVE BUDGET BOARD

Austin, Texas

FISCAL NOTE, 81ST LEGISLATIVE REGULAR SESSION

April 21, 2009

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

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

IN RE: HB3177 by Thompson (Relating to the transfer of certain alcoholic beverages between certain permitted premises.), **As Introduced**

No significant fiscal implication to the State is anticipated.

The bill would amend the Alcoholic Beverage Code to allow holders of more than one wine and beer retailer's off-premise permit to obtain a local cartage permit and to transfer wine to and from the permit holder's permitted premises in the same county and in the same manufacturer's territory if the local cartage permit was obtained. The bill would also allow owners of more than one wine only package store who also hold a local cartage permit to transfer alcoholic beverages to and from the owner's stores in the same county, subject to rules adopted by the Texas Alcoholic Beverage Commission (TABC). The bill would take effect September, 1 2009.

TABC indicates a potential revenue gain could result from the bill's provisions, due to potential issuance of additional local cartage permits. TABC indicates 1.7% of wine only package store permit holders currently hold a local cartage permit. Assuming 1.7% of the 612 current permit holders of more than one wine and beer retailer's off-premises permit would obtain a local cartage permit, an additional 10 local cartage permits would be issued ($1.7\% * 612 = 10.4$). The fee for each local cartage fee is \$30, resulting in an additional revenue gain to the state of \$300 ($\$30 * 10 = \300). TABC indicates the implementation of the bill's provisions could be absorbed within existing appropriations.

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, ESi