

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

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

**April 13, 2009**

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

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

**IN RE: HB3489** by Quintanilla (Relating to the grounds for suspension of certain alcoholic beverage permits and licenses.), **As Introduced**

<b>No significant fiscal implication to the State is anticipated.</b>
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The bill would amend the Alcoholic Beverage Code, Subchapter C, Chapter 11 and Subchapter C, Chapter 61 to add provisions outlining the requirements necessary for the Texas Alcoholic Beverage Commission (TABC) to temporarily suspend the permit or license of a person permitted to sell alcoholic beverages for on-premises consumption if TABC receives a petition that meets the requirements outlined in the bill. The bill would also provide guidelines for hearings and require the TABC to attempt mediation between residents who provided the petition and the permit or license holder. The bill would also stipulate a permit or license could not be suspended if the permit or license holder employs a licensed security guard or off-duty peace officer to provide security for the permitted premises. The bill would take effect September 1, 2009. This analysis assumes the costs associated with the bill's provisions could be absorbed with TABC's current 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