

LEGISLATIVE BUDGET BOARD
Austin, Texas

FISCAL NOTE, 83RD LEGISLATIVE REGULAR SESSION

May 22, 2013

TO: Honorable Joe Straus, Speaker of the House, House of Representatives

FROM: Ursula Parks, Director, Legislative Budget Board

IN RE: HB2818 by Sheffield, Ralph (Relating to certain local option elections and the permits and licenses that can be issued in areas that approved the sale of certain alcoholic beverages in a local option election.), **As Passed 2nd House**

The fiscal implications of the bill cannot be determined at this time, as the results of local option elections cannot be predicted.

The bill would amend the Alcoholic Beverage Code relating to permits and licenses that can be issued in areas that approve the sale of certain alcoholic beverages in a local option election. Sections 25.14, 69.17, and 70.04, Alcoholic Beverage Code, as added by this Act, apply to a permit or license issued on or after the effective date of this Act regardless of when the local option election approving the sale of mixed beverages was held. The bill would also authorize the Alcoholic Beverage Commission to cancel a license or permit or refuse to issue a license or permit to a person convicted of an offense under Section 101.76 of the Alcoholic Beverage Code. The bill would take effect on September 1, 2013.

An indeterminate impact to revenue could occur as a result of the bill depending on the results of subsequent local option elections and the number of permittees and licensees that choose to switch to a license or permit that allows them to sell beer and wine at a lower sales tax rate.

Local Government Impact

No significant fiscal implication to units of local government is anticipated.

Source Agencies: 458 Alcoholic Beverage Commission, 304 Comptroller of Public Accounts

LBB Staff: UP, RB, KKR, AI, KNI