

SENATE AMENDMENTS
2nd Printing

By: Gerdes

H.B. No. 2885

A BILL TO BE ENTITLED

AN ACT

relating to allowing the governing bodies of certain political subdivisions to call for a local option election relating to the sale of alcoholic beverages.

BE IT ENACTED BY THE LEGISLATURE OF THE STATE OF TEXAS:

SECTION 1. Subchapter B, Chapter 501, Election Code, is amended by adding Section 501.0211 to read as follows:

Sec. 501.0211. ELECTION CALLED BY GOVERNING BODY OF POLITICAL SUBDIVISION. (a) This section applies only to a county:

(1) with a population of more than 70,000 and less than 100,000;

(2) that contains a portion of the Colorado River; and

(3) that is adjacent to a county with a population of one million or more.

(b) The commissioners court of a county may, on the commissioners court's own motion, order a local option election in the county or a justice precinct in the county to determine whether the sale of alcoholic beverages of one or more of the various types and alcoholic contents shall be legalized in the county or the justice precinct.

(c) The governing body of a municipality may, by resolution, order a local option election to be held in the municipality to determine whether the sale of alcoholic beverages of one or more of the various types and alcoholic contents shall be legalized in the

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1 municipality.

2 SECTION 2. This Act takes effect September 1, 2025.

ADOPTED

MAY 26 2025

Lately Saw
Secretary of the Senate

FLOOR AMENDMENT NO. 1

BY: 

Amend H.B. No. 2885 (senate committee report) in SECTION 1 of the bill, by striking added Section 501.0211(a), Election Code (page 1, lines 28 through 33), and substituting the following:

(a) This section applies only to:

(1) a county:

(A) with a population of more than 70,000 and less than 100,000;

(B) that contains a portion of the Colorado River; and

(C) that is adjacent to a county with a population of one million or more; and

(2) a municipality:

(A) with a population of 240,000 or more;

(B) that is located in two or more counties; and

(C) that borders a man-made lake that has a surface area of at least 20,000 acres.

LEGISLATIVE BUDGET BOARD
Austin, Texas

FISCAL NOTE, 89TH LEGISLATIVE REGULAR SESSION

May 27, 2025

TO: Honorable Dustin Burrows, Speaker of the House, House of Representatives

FROM: Jerry McGinty, Director, Legislative Budget Board

IN RE: HB2885 by Gerdes (Relating to allowing the governing bodies of certain political subdivisions to call for a local option election relating to the sale of alcoholic beverages.), **As Passed 2nd House**

No fiscal implication to the State is anticipated.

Local Government Impact

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

Source Agencies: 458 Alcoholic Beverage Commission

LBB Staff: JMc, WP, TUf, BC, CWi

LEGISLATIVE BUDGET BOARD
Austin, Texas

FISCAL NOTE, 89TH LEGISLATIVE REGULAR SESSION

May 14, 2025

TO: Honorable Bryan Hughes, Chair, Senate Committee on State Affairs

FROM: Jerry McGinty, Director, Legislative Budget Board

IN RE: HB2885 by Gerdes (Relating to allowing the governing bodies of certain political subdivisions to call for a local option election relating to the sale of alcoholic beverages.), **As Engrossed**

No fiscal implication to the State is anticipated.

Local Government Impact

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

Source Agencies: 458 Alcoholic Beverage Commission

LBB Staff: JMc, WP, TUf, BC, CWi

LEGISLATIVE BUDGET BOARD
Austin, Texas

FISCAL NOTE, 89TH LEGISLATIVE REGULAR SESSION

April 4, 2025

TO: Honorable Dade Phelan, Chair, House Committee on Licensing & Administrative Procedures

FROM: Jerry McGinty, Director, Legislative Budget Board

IN RE: HB2885 by Gerdes (Relating to allowing the governing bodies of certain political subdivisions to call for a local option election relating to the sale of alcoholic beverages.), **As Introduced**

No fiscal implication to the State is anticipated.

Local Government Impact

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

Source Agencies: 458 Alcoholic Beverage Commission

LBB Staff: JMc, TUf, BC, CWi