

## **BILL ANALYSIS**

H.B. 1667  
By: Geren  
Licensing & Administrative Procedures  
Committee Report (Unamended)

### **BACKGROUND AND PURPOSE**

During the 79<sup>th</sup> regular session, the legislature passed SB 1850. The bill made a number of changes relating to the regulation of wine and beer permit holders in populous counties and was aimed at preventing certain abuses by these permit holders. Wine and beer permit holders who also hold a food and beverage certificate, namely restaurants, were exempted from every provision of the bill except for one. Due to a drafting error, holders of food and beverage certificates were not exempted from a fee increase for a wine and beer retailers' permit.

HB 1667 amends the Alcoholic Beverage Code to exempt food and beverage certificate holders from the increased fees for a wine and beer retailer's permit placed on counties with a population of 1.4 million or more.

### **RULEMAKING AUTHORITY**

It is the committee's opinion that this bill does not expressly grant any additional rulemaking authority to a state officer, department, agency, or institution.

### **ANALYSIS**

HB 1667 amends Section 25.02(b), Alcoholic Beverage Code to exempt food and beverage certificate holders from the annual state fee and original application fee for a wine and beer retailer's permit placed on counties with a population of 1.4 million or more.

Provides that the change of law applies only to a fee due on or after the effective date. A fee due before the effective date is governed by the law in effect immediately before the effective date.

### **EFFECTIVE DATE**

September 1, 2007.