

SUBJECT: Food and beverage certificate to concessionaires in public venues.

COMMITTEE: Licensing and Administrative Procedures — favorable, without amendment

VOTE: 6 ayes — Geren, Goolsby, Hamilton, D. Jones, Quintanilla, Thompson
0 nays
3 absent — Flores, Isett, Miles

SENATE VOTE: On final passage, April 19 — 31-0, on Local and Uncontested Calendar

WITNESSES: No public hearing

BACKGROUND: Alcoholic Beverage Code, ch. 25 governs wine and beer retailer's permits. Alcoholic Beverage Code, ch. 69 governs retail dealer's on-premise licenses. Secs. 25.13 and 69.16 require that food service be the primary business on the premises for which a food and beverage certificate is issued.

Concessionaires who operate in public entertainment venues, such as sport stadiums and convention centers, are not able to obtain food and beverage certificates because the primary businesses on the premises are sporting events and conventions.

DIGEST: SB 1426 would amend Alcoholic Beverage Code, secs. 25.13 and 69.16 to allow the commission to exempt permittees who were concessionaires in public entertainment venues from the requirement that food service be the primary business on the premises in order to obtain a food and beverage permit.

The bill would take effect September 1, 2007.

