

## **BILL ANALYSIS**

Senate Research Center

H.B. 2861  
By: Pickett (Shapleigh)  
State Affairs  
5-14-97  
Engrossed

### **DIGEST**

Currently, Section 106.13, Alcoholic Beverage Code, contains language which can be misinterpreted as indicating this section, by itself, is not a separate violation of the code. This bill sets forth sanctions against sellers of alcoholic beverages for violations relating to minors.

### **PURPOSE**

As proposed, H.B. 2861 sets forth sanctions against sellers of alcoholic beverages for violations relating to minors.

### **RULEMAKING AUTHORITY**

This bill does not grant any additional rulemaking authority to a state officer, institution, or agency.

### **SECTION BY SECTION ANALYSIS**

SECTION 1. Amends Section 106.13(a), Alcoholic Beverage Code, to authorize the Alcoholic Beverage Commission (commission) to cancel or suspend for not more than 60 days a retail license or permit or a private club registration permit under certain conditions. Deletes the words "in violation of this code" from a provision regarding a licensee or permittee with criminal negligence who has sold, served, dispensed, or delivered an alcoholic beverage to a minor.

SECTION 2. Provides the the change in law made by this Act applies to all retail licenses and permits, private club registration permits, and food and beverage certificates issued by the Texas Alcoholic Beverage Commission.

SECTION 3. Effective date: September 1, 1997.

SECTION 4. Emergency clause.