

**SUBJECT:** Mixed beverage tax revisions

**COMMITTEE:** Ways and Means — favorable, without amendment

**VOTE:** 8 ayes — Craddick, Wolens, Finnell, Heflin, Holzheuser, Horn, Oliveira, Place  
0 nays  
3 absent — T. Hunter, Marchant, Romo

**SENATE VOTE:** On final passage, April 11 — voice vote

**WITNESSES:** None

**BACKGROUND:** The 73rd Legislature established the mixed beverage tax under the state's Tax Code and transferred the duties of administering the tax from the Texas Alcoholic Beverage Commission (TABC) to the Comptroller's Office.

**DIGEST:** SB 643 would amend Tax Code Chapter 183 to give TABC permittees a credit or reimbursement for taxes paid on certain bad debts charged off for federal income tax purposes. The bill would eliminate a provision allowing the comptroller to collect a 10 percent penalty on additional taxes established as due during an examination by the comptroller.

The bill also would expand the grounds for suspension, without hearing, of a permit to include failure to post the security required by the comptroller under Tax Code sec. 183.053.

The bill would expand the Tax Code definition of permittee to include not only mixed beverage and private club registration permittees, but also private club exemption certificate permittee, a mixed beverage late hour permittee and a caterer permittee.

**SUPPORTERS SAY:** SB 643 is needed to make technical and procedural changes to Chapter 183 of the Tax Code to facilitate the collection of mixed beverage taxes by the comptroller.

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OPPONENTS      No apparent opposition.  
SAY: