

AN ACT

relating to the sale of alcoholic beverages in areas annexed by certain municipalities.

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

SECTION 1. Section 251.72, Alcoholic Beverage Code, is amended to read as follows:

Sec. 251.72. CHANGE OF STATUS. Except as provided in Sections 251.725, 251.726, 251.727, 251.73, and 251.80, an authorized voting unit that has exercised or may exercise the right of local option retains the status adopted, whether absolute prohibition or legalization of the sale of alcoholic beverages of one or more of the various types and alcoholic contents on which an issue may be submitted under the terms of Section 501.035, Election Code, until that status is changed by a subsequent local option election in the same authorized voting unit.

SECTION 2. Subchapter D, Chapter 251, Alcoholic Beverage Code, is amended by adding Section 251.727 to read as follows:

Sec. 251.727. CHANGE OF STATUS FOR TERRITORY ANNEXED BY MUNICIPALITIES IN CERTAIN COUNTIES. (a) This section applies only to:

(1) a municipality that contains U.S. Highway 287 and State Highway 294 and is located in a county with a population of not less than 57,000 and not more than 59,000 on September 1, 2021;

or

1 (2) a municipality that:

2 (A) has a municipal boundary located not more
3 than 1.5 miles from an automobile racetrack with a seating capacity
4 of more than 100,000;

5 (B) has a population of more than 1,000 and less
6 than 3,000; and

7 (C) is located entirely within a county with a
8 population of more than 650,000 that is adjacent to two counties,
9 each of which has a population of more than 1.8 million.

10 (b) Notwithstanding any other law, an area annexed to a
11 municipality to which this section applies automatically assumes
12 the wet or dry status of that municipality on annexation.

13 SECTION 3. The change in law made by this Act applies to an
14 area annexed by a municipality before, on, or after the effective
15 date of this Act.

16 SECTION 4. This Act takes effect September 1, 2021.

President of the Senate

Speaker of the House

I certify that H.B. No. 1729 was passed by the House on April 1, 2021, by the following vote: Yeas 148, Nays 0, 1 present, not voting; and that the House concurred in Senate amendments to H.B. No. 1729 on May 23, 2021, by the following vote: Yeas 143, Nays 0, 1 present, not voting.

Chief Clerk of the House

I certify that H.B. No. 1729 was passed by the Senate, with amendments, on May 19, 2021, by the following vote: Yeas 31, Nays 0.

Secretary of the Senate

APPROVED: _____

Date

Governor