

By: Smith of Tarrant

H.B. No. 295

A BILL TO BE ENTITLED

AN ACT

relating to the security required to contest an application for certain alcoholic beverage licenses.

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

SECTION 1. Section 61.39, Alcoholic Beverage Code, is amended to read as follows:

Sec. 61.39. MAY CONTEST APPLICATION. Any person may contest the facts stated in an application for a license to distribute, manufacture, or sell beer at retail, or the applicant's right to secure a license. The person may not be required to pay [~~if he gives~~] security for the [all] costs which may be incurred in the contest if the case should be decided in favor of the applicant. [No security for costs may be required of an officer of a county or incorporated city or town.]

SECTION 2. This Act takes effect September 1, 2003, and applies to a contest of an application for a license on or after that date.