

1-1 By: Smith of Tarrant (Senate Sponsor - Wentworth) H.B. No. 295
1-2 (In the Senate - Received from the House April 28, 2003;
1-3 May 1, 2003, read first time and referred to Committee on
1-4 Administration; May 9, 2003, reported favorably by the following
1-5 vote: Yeas 5, Nays 0; May 9, 2003, sent to printer.)

1-6 A BILL TO BE ENTITLED
1-7 AN ACT

1-8 relating to the security required to contest an application for
1-9 certain alcoholic beverage licenses.

1-10 BE IT ENACTED BY THE LEGISLATURE OF THE STATE OF TEXAS:

1-11 SECTION 1. Section 61.39, Alcoholic Beverage Code, is
1-12 amended to read as follows:

1-13 Sec. 61.39. MAY CONTEST APPLICATION. Any person may
1-14 contest the facts stated in an application for a license to
1-15 distribute, manufacture, or sell beer at retail, or the applicant's
1-16 right to secure a license. The person may not be required to pay [
1-17 ~~if he gives~~] security for the [all] costs which may be incurred in
1-18 the contest if the case should be decided in favor of the applicant.
1-19 ~~[No security for costs may be required of an officer of a county or~~
1-20 ~~incorporated city or town.]~~

1-21 SECTION 2. This Act takes effect September 1, 2003, and
1-22 applies to a contest of an application for a license on or after
1-23 that date.

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