

By: Gutierrez

H.B. No. 1998

Substitute the following for H.B. No. 1998:

By: Homer

C.S.H.B. No. 1998

A BILL TO BE ENTITLED

AN ACT

1
2 relating to changing the titles of the heads of the staff of the
3 Texas Alcoholic Beverage Commission to executive director and
4 deputy executive director.

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

6 SECTION 1. Section 5.11, Alcoholic Beverage Code, is
7 amended to read as follows:

8 Sec. 5.11. EXECUTIVE DIRECTOR [~~ADMINISTRATOR~~]. (a) The
9 commission shall appoint an executive director [~~administrator~~] to
10 serve at its will and, subject to its supervision, administer this
11 code. Unless the commission orders otherwise, the executive
12 director [~~administrator~~] shall be manager, secretary, and
13 custodian of all records. The executive director [~~administrator~~]
14 shall devote the executive director's [~~his~~] entire time to the
15 office and shall receive a salary as appropriated by the
16 legislature. The executive director [~~administrator~~] shall execute
17 a bond in the sum of \$10,000, payable to the state, and conditioned
18 as the commission requires.

19 (b) A reference in this code or another law to the
20 administrator of the commission means the executive director.

21 SECTION 2. Section 5.13, Alcoholic Beverage Code, is
22 amended to read as follows:

23 Sec. 5.13. DEPUTY EXECUTIVE DIRECTOR [~~ASSISTANT~~
24 ~~ADMINISTRATOR~~]. The executive director [~~administrator~~] shall

1 appoint a deputy executive director [~~an assistant administrator~~].
2 The deputy executive director [~~assistant administrator~~] must meet
3 the same qualifications as the executive director [~~administrator~~].
4 The deputy executive director [~~assistant administrator~~] shall take
5 the constitutional oath of office and make a bond in the same amount
6 and on the same conditions as the executive director's
7 [~~administrator's~~] bond. In the absence of the executive director
8 [~~administrator~~], or in case of the executive director's [~~his~~]
9 inability to act, the deputy executive director [~~assistant~~
10 ~~administrator~~] shall perform the duties conferred on the executive
11 director [~~administrator~~] by law or delegated to the executive
12 director [~~administrator~~] by the commission. If there is a vacancy
13 in the office of executive director [~~administrator~~], the deputy
14 executive director [~~assistant administrator~~] shall perform the
15 duties of the executive director [~~administrator~~] until an executive
16 director [~~administrator~~] has been appointed by the commission. At
17 other times the deputy executive director [~~he~~] shall perform those
18 duties and have those functions, powers, and authority as may be
19 delegated to the deputy executive director [~~him~~] by the executive
20 director [~~administrator~~].

21 SECTION 3. This Act takes effect September 1, 2003.