

By: Gutierrez

H.B. No. 1998

A BILL TO BE ENTITLED

1 AN ACT

2 relating to changing the titles of the heads of the staff of the
3 Texas Alcoholic Beverage Commission to executive director and
4 assistant 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. ASSISTANT EXECUTIVE DIRECTOR [~~ADMINISTRATOR~~].
24 The executive director [~~administrator~~] shall appoint an assistant

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

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