

By: Telford

H.B. No. 2867

A BILL TO BE ENTITLED

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AN ACT

relating to the requirement for filing of a conduct surety bond by certain alcoholic beverage license and permit holders.

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

SECTION 1. Section 61.13(e), Alcoholic Beverage Code is amended to read as follows:

(e) A holder of a license issued under this code who has held a permit for three years or more before the date the holder applied for renewal of the license is not required to furnish a surety bond if the holder:

(1) has not had a license or permit issued under this code revoked in the five years before the date the holder applied for renewal of the license; and

~~(2) [is not the subject of a pending permit or license revocation proceeding; and~~

~~(3)]~~ has continuously operated on the licensed premises for three years or more before the date the holder applied for renewal of the license.

SECTION 2. Section 11.11(e), Alcoholic Beverage Code, is amended to read as follows:

(e) A holder of a permit issued under this code who has held a permit for three years or more before the date the holder applied for renewal of the permit is not required to furnish a surety bond if the holder:

1 (1) has not had a license or permit issued under this
2 code revoked in the five years before the date the holder applied
3 for renewal of the permit; and

4 (2) [~~is not the subject of a pending permit or license~~
5 ~~revocation proceeding; and~~

6 [~~(3)~~] has continuously operated on the permitted
7 premises for three years or more before the date the holder applied
8 for renewal of the permit.

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