

By: Averitt

S.B. No. 338

A BILL TO BE ENTITLED

AN ACT

1
2 relating to a local option election for the sale of certain
3 alcoholic beverages in certain cities or towns located in more than
4 one county.

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

6 SECTION 1. Subsection (a), Section 251.18, Alcoholic
7 Beverage Code, is amended to read as follows:

8 (a) This section applies only to an election to permit or
9 prohibit the legal sale of:

10 (1) mixed beverages by a food and beverage certificate
11 holder in an incorporated city or town that is located in more than
12 one county; ~~or~~

13 (2) beer and wine in an incorporated city or town that
14 does not permit beer and wine sales on September 1, 2001, and is
15 located in:

16 (A) two counties:

17 (i) that each have a population of at least
18 250,000 but not more than one million; and

19 (ii) one of which contains a city or town
20 with a population of 125,000 or more; or

21 (B) three counties:

22 (i) that each have a population of not more
23 than 300,000; and

24 (ii) one of which contains a city or town

1 with a population of 20,000 or more; or

2 (3) beer and wine in an incorporated city or town that:

3 (A) is located in two counties:

4 (i) that each have a population of at least
5 125,000 but not more than 1.5 million; and

6 (ii) one of which contains a city or town
7 with a population of 525,000 or more; and

8 (B) has a population of less than 25,000.

9 SECTION 2. This Act takes effect September 1, 2003.