

By: Averitt

S.B. No. 338

A BILL TO BE ENTITLED

AN ACT

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

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

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

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

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

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

(A) two counties:

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

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

(B) three counties:

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

(ii) one of which contains a city or town

1 with a population of 20,000 or more;

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; or

9 (4) mixed beverages in restaurants by food and
10 beverage certificate holders only in an incorporated city or town
11 that:

12 (A) is located in two counties:

13 (i) that each have a population of at least
14 125,000 but not more than 1.5 million; and

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

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

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