

Amend Amendment No. 9 by Howard on page 20 of the amendment packet to **CSHB 3** by adding the following appropriately numbered Items to the amendment and renumbering subsequent Items of the amendment accordingly:

(__) On page 43, between lines 25 and 26, insert the following:

(3) "Ale", "beer," "malt liquor," and "wine" have the meanings assigned by Section 1.04, Alcoholic Beverage Code.

(__) On page 44, line 2, between "IMPOSED" and the underlined period, insert "ON SOFT DRINKS AND SNACK FOOD".

(__) On page 44, line 6, strike "chapter" and substitute "section".

(__) On page 44, line 8, between "TAX" and the underlined period, insert "ON SOFT DRINKS AND SNACK FOOD".

(__) On page 44, line 9, strike "this chapter" and substitute "Section 164.051".

(__) On page 44, between lines 11 and 12, insert the following:

Sec. 164.053. TAX IMPOSED ON CERTAIN ALCOHOLIC BEVERAGES.

(a) A tax is imposed on each sale at retail of ale, malt liquor, beer, or wine.

(b) The tax rate is three percent on the sale price of the ale, malt liquor, beer, or wine.

(c) The tax imposed under this section is in addition to any other tax imposed by state law.

(__) On page 44, line 12, strike "Sec. 164.053" and substitute "Sec. 164.054".

(__) On page 44, line 13, strike "tax imposed under this chapter is" and substitute "taxes imposed under this chapter are".

(__) On page 44, strike line 15, and substitute the following:

[Sections 164.055-164.100 reserved for expansion]

(__) On page 42, line 16, strike "This", and insert "(a) Except as provided by Subsection (b) of this section, this".

(__) On page 42, between lines 20 and 21, insert the following:

(b) The tax imposed on certain alcoholic beverages by Chapter 164, Tax Code, as added by this Act, takes effect September 1, 2008.