

By: Eissler

H.B. No. 38

A BILL TO BE ENTITLED

AN ACT

relating to the amount of alcohol that may be served in a drink by the holder of an alcoholic beverage permit or license; providing criminal penalties.

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

SECTION 1. Subchapter D, Chapter 101, Alcoholic Beverage Code, is amended by adding Section 101.76 to read as follows:

Sec. 101.76. LIMITATION ON ALCOHOL CONTENT OF DRINKS SERVED. (a) The holder of a permit or license that authorizes the holder to serve alcoholic beverages for on-premises consumption may not serve a drink that contains more than one-half ounce of absolute alcohol or the equivalent.

(b) A person who violates this section commits an offense.

(c) An offense under this section is a Class A misdemeanor.

SECTION 2. This Act takes effect September 1, 2005.