

By: Farrar

H.B. No. 273

A BILL TO BE ENTITLED

AN ACT

1
2 relating to the eligibility of certain persons for a wine and beer
3 retailer's permit.

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

5 SECTION 1. Subchapter B, Chapter 11, Alcoholic Beverage
6 Code, is amended by adding Section 11.481 to read as follows:

7 Sec. 11.481. REFUSAL OF WINE AND BEER RETAILER'S PERMIT:
8 CERTAIN RELATIVES OF CERTAIN APPLICANTS. If the commission,
9 administrator, or county judge refuses to issue or renew or cancels
10 a wine and beer retailer's permit, an original wine and beer
11 retailer's permit for the same premises may not be issued to an
12 individual related to the former permit holder or applicant within
13 the fourth degree by consanguinity or affinity, as determined under
14 Chapter 573, Government Code.

15 SECTION 2. The change in law made by this Act applies only
16 to a permit application for a wine and beer retailer's permit that
17 is filed on or after the effective date of this Act. A permit
18 application that is filed before the effective date of this Act is
19 governed by the law in effect immediately before the effective date
20 of this Act, and that law is continued in effect for that purpose.

21 SECTION 3. This Act takes effect immediately if it receives
22 a vote of two-thirds of all the members elected to each house, as
23 provided by Section 39, Article III, Texas Constitution. If this
24 Act does not receive the vote necessary for immediate effect, this

H.B. No. 273

1 Act takes effect September 1, 2005.