

By: Goolsby

H.B. No. 2062

A BILL TO BE ENTITLED

AN ACT

relating to the service of alcoholic beverages in a public restaurant under a private club registration permit.

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

SECTION 1. Chapter 32, Alcoholic Beverage Code, is amended by adding Section 32.031 to read as follows:

Sec. 32.031. PRIVATE CLUB IN PUBLIC RESTAURANT. (a) In this section, "restaurant club" means a private club that has as the club's premises an undivided portion of the premises of a public restaurant.

(b) A group of 10 or more individuals who are residents of the county in which the restaurant premises are located may form a committee to be designated as the charter members and as the members of the alcoholic beverage pool of a restaurant club. The committee may apply for a private club registration permit.

(c) The restrictions imposed by Sections 32.03(e), (f), and (h) do not apply to a restaurant club.

(d) A restaurant club may contract with a qualified restaurant entity to manage the club.

(e) The bylaws of a restaurant club may provide for the waiver of annual meetings and for appointment of club officers by the management entity.

(f) A restaurant entity contracted to manage a restaurant club may:

- 1 (1) establish and staff the club membership committee;
2 (2) purchase and manage the alcoholic beverage pool of
3 the club;
4 (3) establish the price of services provided to the
5 club members; and
6 (4) produce club records as required by statute or
7 commission rule.

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