

By: Giddings

H.B. No. 3122

A BILL TO BE ENTITLED

1  
2  
3  
4  
5  
6  
7  
8  
9  
10  
11  
12  
13  
14  
15  
16  
17  
18

AN ACT

relating to prohibiting the sale, possession, or use of a device that vaporizes alcoholic beverages for the purpose of inhalation; 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. ALCOHOLIC BEVERAGE VAPORIZING DEVICES PROHIBITED. (a) A person commits an offense if the person sells or possesses a device that vaporizes alcoholic beverages for the purpose of allowing the alcoholic beverages to be inhaled.

(b) An offense under this section is a misdemeanor punishable by:

(1) a fine of \$1,000;

(2) confinement in jail for a term not to exceed one year; or

(3) both the fine and confinement.

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