

By: Denny

H.B. No. 3196

A BILL TO BE ENTITLED

AN ACT

relating to certain temporary wine and beer retailer's permits.

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

SECTION 1. Subchapter A, Chapter 27, Alcoholic Beverage Code, is amended by adding Section 27.07 to read as follows:

Sec. 27.07. TEMPORARY WINE AND BEER RETAILER'S PERMITS.

(a) The commission may issue a temporary wine and beer retailer's permit to the holder of a mixed beverage permit covering premises located in a facility with a seating capacity of more than 150,000 that is open to the public for use in areas of the facility not otherwise covered by a license or permit during a motor vehicle racing event sponsored by a national professional stock automobile racing association or a national professional open wheel racing association.

(b) The commission may not issue more than three temporary wine and beer retailer's permits under this section in a calendar year to a mixed beverage permit holder.

(c) The holder of a temporary wine and beer retailer's permit under this section may not engage in the following activities on the areas covered by the permit:

(1) sell alcoholic beverages between 2 a.m. and noon on Sunday;

(2) sell alcoholic beverages in factory-sealed containers;

1 (3) sell more than two drinks to a single consumer at
2 one time;

3 (4) sell alcoholic beverages at more than 50 percent
4 of the food and beverage concession stands that are open for
5 business at any one time; and

6 (5) sell alcoholic beverages after 75 percent of the
7 last race of the day is complete.

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