

By: Straus

H.B. No. 3264

A BILL TO BE ENTITLED

AN ACT

1
2 relating to conduct surety bonds as required by the Texas Alcoholic
3 Beverage Commission.

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

5 SECTION 1. Section 11.11(e), Alcoholic Beverage Code, is
6 amended to read as follows:

7 (e) A holder of a permit issued under this code who has held
8 a permit for three years or more before the date the holder applied
9 for renewal of the permit is not required to furnish a surety bond
10 if the holder:

11 (1) has not had a license of permit issued under this
12 code revoked in the five years before the holder applied for renewal
13 of the permit; and

14 (2) ~~[is not the subject of a pending permit or license~~
15 ~~revocation proceeding; and~~

16 [~~3~~] has continuously operated on the permitted
17 premises for three years or more before the date the holder applied
18 for renewal of the permit.

19 SECTION 2. Section 61.13(e), Alcoholic Beverage Code, is
20 amended to read as follows:

21 (e) A holder of a license issued under this code who has held
22 a permit for three years or more before the date the holder applied
23 for renewal of the license is not required to furnish a surety bond
24 if the holder:

1 (1) has not had a license of permit issued under this
2 code revoked in the five years before the holder applied for renewal
3 of the license; and

4 (2) [~~is not the subject of a pending permit or license~~
5 ~~revocation proceeding; and~~

6 [~~(3)~~] has continuously operated on the licensed
7 premises for three years or more before the date the holder applied
8 for renewal of the license.

9 SECTION 3. This Act takes effect immediately if it receives
10 a vote of two-thirds of all the members elected to each house, as
11 provided by Section 39, Article III, Texas Constitution. If this
12 Act does not receive the vote necessary for immediate effect, this
13 Act takes effect September 1, 2005.