

By: Coleman

H.J.R. No. 102

A JOINT RESOLUTION

1 proposing a constitutional amendment to allow the legislature to
2 authorize and govern the sale of alcoholic beverages by certain
3 restaurants in this state.

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

5 SECTION 1. Section 20, Article XVI, Texas Constitution, is
6 amended by adding Subsection (e) to read as follows:

7 (e) The legislature may enact laws and direct the Alcoholic
8 Beverage Commission or its successor to set policies for allowing
9 the sale of alcoholic beverages for on-premises consumption by a
10 food service establishment that derives 50 percent or less of the
11 establishment's gross receipts from the sale of alcoholic
12 beverages, regardless of whether the establishment is located in an
13 area in which the sale of alcoholic beverages has or has not been
14 authorized by a local option election.

15 SECTION 2. This proposed constitutional amendment shall be
16 submitted to the voters at an election to be held November 8, 2005.
17 The ballot shall be printed to permit voting for or against the
18 proposition: "A constitutional amendment to allow the legislature
19 to enact laws authorizing and governing the sale of alcoholic
20 beverages by certain restaurants in this state."