

By: Gallegos

S.B. No. 914

A BILL TO BE ENTITLED

AN ACT

relating to the authority of certain municipalities to regulate the hours of certain businesses that sell alcoholic beverages.

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

SECTION 1. Chapter 105, Alcoholic Beverage Code, is amended by adding Section 105.08 to read as follows:

Sec. 105.08. OPERATING HOURS IN CERTAIN MUNICIPALITIES.

(a) The governing body of a municipality with a population of 1.9 million or more may enact an ordinance that prohibits an establishment licensed or permitted under this code for the on-premises consumption of alcoholic beverages, other than an establishment holding a food and beverage certificate whose primary business being operated on the premises is food service, from operating except:

(1) during the hours during which alcoholic beverages may be consumed on the premises under this chapter; or

(2) during other hours specified by the ordinance so long as those hours do not begin later or end earlier than the hours during which alcoholic beverages may be consumed on the premises under this chapter.

(b) An ordinance adopted under this section does not affect the hours during which alcoholic beverages may be consumed on a licensed or permitted premises.

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