

By: Geren

H.B. No. 1469

A BILL TO BE ENTITLED

AN ACT

1  
2 relating to local regulation of distance requirements for  
3 businesses selling alcoholic beverages near a public school.

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

5 SECTION 1. Section 38.007(b), Education Code, is amended to  
6 read as follows:

7 (b) The board of trustees of a school district shall attempt  
8 to provide a safe alcohol-free environment to students coming to or  
9 going from school. The board of trustees may cooperate with local  
10 law enforcement officials and the Texas Alcoholic Beverage  
11 Commission in attempting to provide this environment and in  
12 enforcing Sections 101.75, 109.33, and 109.59, Alcoholic Beverage  
13 Code. Additionally, the board [~~if a majority of the area of a~~  
14 ~~district is located in a municipality with a population of 900,000~~  
15 ~~or more,~~] may petition the commissioners court of the county in  
16 which the district is located or the governing board of an  
17 incorporated city or town in which the district is located to adopt  
18 a 1,000-foot zone under Section 109.33, Alcoholic Beverage Code.

19 SECTION 2. This Act takes effect immediately if it receives  
20 a vote of two-thirds of all the members elected to each house, as  
21 provided by Section 39, Article III, Texas Constitution. If this  
22 Act does not receive the vote necessary for immediate effect, this  
23 Act takes effect September 1, 2007.