

1-1 By: Thompson (Senate Sponsor - Ellis) H.B. No. 2348
1-2 (In the Senate - Received from the House April 30, 2007;
1-3 May 2, 2007, read first time and referred to Committee on Business
1-4 and Commerce; May 10, 2007, reported favorably by the following
1-5 vote: Yeas 8, Nays 0; May 10, 2007, sent to printer.)

1-6 A BILL TO BE ENTITLED
1-7 AN ACT

1-8 relating to prohibiting alcoholic beverage license or permit
1-9 application by certain persons.

1-10 BE IT ENACTED BY THE LEGISLATURE OF THE STATE OF TEXAS:

1-11 SECTION 1. Section 11.13(c), Alcoholic Beverage Code, is
1-12 amended to read as follows:

1-13 (c) Notwithstanding any other provision of this code, a
1-14 person who is within the fourth degree by consanguinity or affinity
1-15 of a licensee or permittee, as determined under Chapter 573,
1-16 Government Code, whose license or permit was canceled under Section
1-17 11.61 or 61.71 may not, for a period of three [~~two~~] years from the
1-18 date of the cancellation, apply for a license or permit in
1-19 connection with an establishment at the same location as the
1-20 establishment whose license or permit was canceled.

1-21 SECTION 2. The change in law made by this Act applies only
1-22 to an application for an alcoholic beverage permit or license
1-23 submitted on or after the effective date of this Act. An
1-24 application submitted before the effective date of this Act is
1-25 governed by the law in effect immediately before the effective date
1-26 of this Act, and that law is continued in effect for that purpose.

1-27 SECTION 3. This Act takes effect immediately if it receives
1-28 a vote of two-thirds of all the members elected to each house, as
1-29 provided by Section 39, Article III, Texas Constitution. If this
1-30 Act does not receive the vote necessary for immediate effect, this
1-31 Act takes effect September 1, 2007.

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