

By: Thompson

H.B. No. 2350

A BILL TO BE ENTITLED

AN ACT

1
2 relating to eligibility of certain persons for an alcoholic
3 beverage license or permit.

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

5 SECTION 1. Section 11.44, Alcoholic Beverage Code, is
6 amended to read as follows:

7 Sec. 11.44. PREMISES INELIGIBLE FOR PERMIT OR LICENSE. (a)
8 If an order of suspension against a permit or license is pending or
9 unexpired, or if the commission has initiated action to cancel or
10 suspend a permit or license, no permit or license may be issued for
11 or transferred to the same licensed premises.

12 (b) The commission or administrator shall refuse to issue
13 for a period of three years a permit or license for any location to
14 an applicant who submitted a prior application that expired or was
15 voluntarily surrendered before the hearing on the application was
16 held on a protest involving allegations of prostitution, a
17 shooting, stabbing, or other violent act, or an offense involving
18 drugs. The three-year period commences on the date the prior
19 application expired or was voluntarily surrendered.

20 SECTION 2. The change in law made by this Act applies only
21 to an application for a license or permit submitted on or after the
22 effective date of this Act, regardless of the date on which a
23 previous application expired or surrendered. An application
24 submitted before the effective date of this Act is governed by the

1 law in effect immediately before the effective date of this Act, and
2 that law is continued in effect for that purpose.

3 SECTION 3. This Act takes effect September 1, 2007.