

AN ACT

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

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

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

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

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

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

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President of the Senate

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Speaker of the House

I certify that H.B. No. 2350 was passed by the House on April 27, 2007, by the following vote: Yeas 133, Nays 0, 2 present, not voting.

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Chief Clerk of the House

I certify that H.B. No. 2350 was passed by the Senate on May 18, 2007, by the following vote: Yeas 30, Nays 0.

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Secretary of the Senate

APPROVED: \_\_\_\_\_

Date

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Governor