

By: Frost

H.B. No. 3029

A BILL TO BE ENTITLED

AN ACT

1
2 relating to allocation of responsibility for damages arising out of
3 the sale or service of alcoholic beverages.

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

5 SECTION 1. Chapter 2, Alcoholic Beverage Code, is amended
6 by adding Section 2.04 to read as follows:

7 Sec. 2.04. JOINT AND SEVERAL LIABILITY. Notwithstanding
8 Chapter 33, Civil Practice and Remedies Code, a provider of
9 alcoholic beverages is jointly and severally liable for damages in
10 an action under this chapter.

11 SECTION 2. The change in law made by this Act applies only
12 to an action commenced on or after the effective date of this Act.
13 An action commenced before the effective date of this Act is
14 governed by the law in effect immediately before the effective date
15 of this Act, and that law is continued in effect for that purpose.

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