

1-1 By: Miles (Senate Sponsor - Gallegos) H.B. No. 3123
1-2 (In the Senate - Received from the House May 8, 2007;
1-3 May 10, 2007, read first time and referred to Committee on Business
1-4 and Commerce; May 16, 2007, reported favorably by the following
1-5 vote: Yeas 9, Nays 0; May 16, 2007, sent to printer.)

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

1-8 relating to involvement in charitable events by holders of
1-9 alcoholic beverage licenses and permits.

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

1-11 SECTION 1. Section 109.58, Alcoholic Beverage Code, is
1-12 amended to read as follows:

1-13 Sec. 109.58. RELAXATION OF RESTRICTIONS AS TO CHARITABLE
1-14 EVENTS. (a) This code does not prohibit permit and license holders
1-15 engaged in the alcoholic beverage industry at different levels from
1-16 simultaneously or jointly sponsoring a civic, religious, or
1-17 charitable event, including by providing or lending money,
1-18 services, or other things of value directly to a civic, religious,
1-19 or charitable entity in conjunction with the event, provided that:

1-20 (1) any license or permit to sell or serve alcoholic
1-21 beverages at the event is held by a retailer who is independent of
1-22 the sponsors; and

1-23 (2) none of the retailers who sponsor the event, if
1-24 any, receive any direct benefit or service because of joint
1-25 sponsorship by a wholesaler or manufacturer of alcoholic beverages.

1-26 (b) The commission by rule may set definite limitations
1-27 consistent with the general provisions of this code that relax the
1-28 restrictions of this code with respect to the sponsoring of a civic,
1-29 religious, or charitable event or the making of a gift to civic,
1-30 religious, or charitable organizations by permit and license
1-31 holders engaged in the alcoholic beverage industry at different
1-32 levels [the liquor or the wine industry].

1-33 SECTION 2. This Act takes effect September 1, 2007.

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