

AN ACT

relating to the issuance of a food and beverage certificate to the holder of a wine and beer retailer's permit or a retail dealer's on-premise license.

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

SECTION 1. Subsection (b), Section 25.13, Alcoholic Beverage Code, is amended to read as follows:

(b) An applicant or holder of a food and beverage certificate shall have food service facilities for the preparation and service of multiple entrees. The commission shall adopt rules as necessary to assure that the holder of a food and beverage certificate maintains food service as the primary business on the premises for which a food and beverage certificate has been issued. The commission may exempt permittees who are concessionaires in public entertainment venues such as sports stadiums and convention centers from the requirement that food service be the primary business on the premises.

SECTION 2. Subsection (b), Section 69.16, Alcoholic Beverage Code, is amended to read as follows:

(b) An applicant or holder of a food and beverage certificate shall have food service facilities for the preparation and service of multiple entrees. The commission shall adopt rules as necessary to assure that the holder of a food and beverage certificate maintains food service as the primary business on the

1 premises for which a food and beverage certificate has been issued.
2 The commission may exempt permittees who are concessionaires in
3 public entertainment venues such as sports stadiums and convention
4 centers from the requirement that food service be the primary
5 business on the premises.

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

President of the Senate

Speaker of the House

I hereby certify that S.B. No. 1426 passed the Senate on April 19, 2007, by the following vote: Yeas 31, Nays 0.

Secretary of the Senate

I hereby certify that S.B. No. 1426 passed the House on May 15, 2007, by the following vote: Yeas 137, Nays 3, one present not voting.

Chief Clerk of the House

Approved:

Date

Governor