

By: Averitt

S.B. No. 1426

A BILL TO BE ENTITLED

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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.