

By: Ortiz, Jr., Guillen

H.B. No. 1505

A BILL TO BE ENTITLED

AN ACT

1
2 relating to the promotion or advertising of alcoholic beverages in
3 relation to certain facilities owned by a municipality or county.

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

5 SECTION 1. Subchapter C, Chapter 108, Alcoholic Beverage
6 Code, is amended by adding Section 108.755 to read as follows:

7 Sec. 108.755. CERTAIN GOVERNMENTALLY OWNED FACILITIES. (a)
8 Section 108.75 does not restrict or govern the promotion,
9 sponsorship, or advertising of an entertainment event, or the
10 promotion or advertising of an alcoholic beverage brand or product,
11 at a facility owned by a municipality or county that is financed
12 with public securities, the interest on which is exempt from
13 federal income taxation under the Internal Revenue Code of 1986.

14 (b) Financial arrangements, including profit sharing,
15 between a concessionaire operating at a facility described by
16 Subsection (a) and a person operating the concession facilities
17 under a contract with the license or permit holder or the
18 municipality or county do not constitute and are not evidence of
19 subterfuge ownership prohibited by Section 109.53.

20 SECTION 2. This Act takes effect September 1, 2009.