

By: Truitt

H.B. No. 2195

A BILL TO BE ENTITLED

AN ACT

relating to suspension or cancellation of certain alcoholic beverage permits for nonpayment of accounts.

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

SECTION 1. Subchapter C, Chapter 11, Alcoholic Beverage Code, is amended by adding Section 11.614 to read as follows:

Sec. 11.614. SUSPENSION OR CANCELLATION FOR NONPAYMENT OF ACCOUNT. (a) Subject to Subsection (b), the commission may, after notice and hearing, cancel or suspend a wholesaler's, general class B wholesaler's, or local class B wholesaler's permit on proof that the permit holder, after reasonable opportunity to do so, failed to make a timely and sufficient payment for a product purchased from the holder of a nonresident seller's, nonresident brewer's, brewer's, or distiller's and rectifier's permit.

(b) The commission may cancel or suspend a permit under this section only after receipt of a complaint by the permit holder to whom payment is owed.

SECTION 2. The change in law made by this Act applies only to payment for a product purchased on or after the effective date of this Act. Payment for a product purchased before the effective date of this Act is governed by the law in effect immediately before that date, and that law is continued in effect for that purpose.

SECTION 3. This Act takes effect September 1, 2009.