

1-1 By: Hamilton (Senate Sponsor - Watson) H.B. No. 2237
1-2 (In the Senate - Received from the House April 1, 2009;
1-3 April 27, 2009, read first time and referred to Committee on
1-4 Business and Commerce; May 15, 2009, reported favorably by the
1-5 following vote: Yeas 8, Nays 0; May 15, 2009, sent to printer.)

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

1-8 relating to possession by certain alcoholic beverage permit holders
1-9 of certain alcoholic beverages for cooking purposes.

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

1-11 SECTION 1. Section 25.09, Alcoholic Beverage Code, is
1-12 amended to read as follows:

1-13 Sec. 25.09. POSSESSION OF CERTAIN BEVERAGES PROHIBITED.

1-14 (a) Except as provided by this section, a [No] wine and beer
1-15 retailer's permittee or an[~~er~~] officer of the permittee[~~r~~] may
1-16 not possess distilled spirits or liquor containing alcohol in
1-17 excess of 17 percent by volume on the licensed premises.

1-18 (b) The commission by rule may allow a wine and beer
1-19 retailer's permittee or the permittee's officer to possess and use
1-20 alcoholic beverages in excess of 17 percent by volume on the
1-21 licensed premises for cooking purposes.

1-22 SECTION 2. Section 28.06, Alcoholic Beverage Code, is
1-23 amended by adding Subsection (e) to read as follows:

1-24 (e) The commission by rule may allow the holder of a mixed
1-25 beverage permit or an officer, agent, or employee of the permit
1-26 holder to possess and use alcoholic beverages that are not covered
1-27 by an invoice on the permitted premises for cooking purposes.

1-28 SECTION 3. This Act takes effect September 1, 2009.

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