

AN ACT

relating to the hours for the wholesale delivery or sale of alcoholic beverages.

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

SECTION 1. Section 105.02, Alcoholic Beverage Code, is amended to read as follows:

Sec. 105.02. HOURS OF SALE: WHOLESALERS AND LOCAL DISTRIBUTORS TO RETAILERS. (a) A holder of a wholesaler's permit [~~Except as provided by Subsection (b) of this section, a wholesaler or a local distributor's permittee~~] may sell, offer for sale, or deliver liquor to a retailer anytime [~~between 5 a. m. and 9 p. m. on any day~~] except Sunday and Christmas Day.

(b) A local distributor's permittee may [~~not~~] sell, offer for sale, or deliver [~~any~~] liquor to a retailer between 5 a.m. and 9 p.m. on any day except:

(1) Sunday;

(2) Christmas Day; or

(3) a day on which a package store permittee is prohibited from selling liquor.

SECTION 2. Section 105.051, Alcoholic Beverage Code, is amended to read as follows:

Sec. 105.051. SALE OF BEER BY DISTRIBUTOR'S LICENSEE. The [~~In addition to the hours specified for the sale of beer in Section 105.05(b) of this code, the~~] holder of a general, local, or branch

1 distributor's license may sell, offer for sale, or deliver beer 24  
2 hours a day Monday through Saturday and between midnight and 1 a.m.  
3 and between noon and midnight on [~~beginning at 5 a. m. on any day~~  
4 ~~except~~] Sunday.

5 SECTION 3. Section 105.052, Alcoholic Beverage Code, is  
6 repealed.

7 SECTION 4. This Act takes effect immediately if it receives  
8 a vote of two-thirds of all the members elected to each house, as  
9 provided by Section 39, Article III, Texas Constitution. If this  
10 Act does not receive the vote necessary for immediate effect, this  
11 Act takes effect September 1, 2009.

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President of the Senate

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Speaker of the House

I certify that H.B. No. 2594 was passed by the House on April 9, 2009, by the following vote: Yeas 147, Nays 1, 1 present, not voting; and that the House concurred in Senate amendments to H.B. No. 2594 on April 23, 2009, by the following vote: Yeas 140, Nays 0, 2 present, not voting.

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Chief Clerk of the House

I certify that H.B. No. 2594 was passed by the Senate, with amendments, on April 21, 2009, by the following vote: Yeas 30, Nays 0.

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Secretary of the Senate

APPROVED: \_\_\_\_\_

Date

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Governor