

1-1 By: Thompson (Senate Sponsor - Gallegos) H.B. No. 2594
1-2 (In the Senate - Received from the House April 14, 2009;
1-3 April 14, 2009, read first time and referred to Committee on
1-4 Business and Commerce; April 16, 2009, reported adversely, with
1-5 favorable Committee Substitute by the following vote: Yeas 5, Nays
1-6 0; April 16, 2009, sent to printer.)

1-7 COMMITTEE SUBSTITUTE FOR H.B. No. 2594 By: Jackson

1-8 A BILL TO BE ENTITLED
1-9 AN ACT

1-10 relating to the hours for the wholesale delivery or sale of
1-11 alcoholic beverages.

1-12 BE IT ENACTED BY THE LEGISLATURE OF THE STATE OF TEXAS:

1-13 SECTION 1. Section 105.02, Alcoholic Beverage Code, is
1-14 amended to read as follows:

1-15 Sec. 105.02. HOURS OF SALE: WHOLESALERS AND LOCAL
1-16 DISTRIBUTORS TO RETAILERS. (a) A holder of a wholesaler's permit
1-17 ~~[Except as provided by Subsection (b) of this section, a wholesaler~~
1-18 ~~or a local distributor's permittee]~~ may sell, offer for sale, or
1-19 deliver liquor to a retailer anytime ~~[between 5 a. m. and 9 p. m. on~~
1-20 ~~any day]~~ except Sunday and Christmas Day.

1-21 (b) A local distributor's permittee may ~~[not]~~ sell, offer
1-22 for sale, or deliver ~~[any]~~ liquor to a retailer between 5 a.m. and 9
1-23 p.m. on any day except:

1-24 (1) Sunday;

1-25 (2) Christmas Day; or

1-26 (3) a day on which a package store permittee is
1-27 prohibited from selling liquor.

1-28 SECTION 2. Section 105.051, Alcoholic Beverage Code, is
1-29 amended to read as follows:

1-30 Sec. 105.051. SALE OF BEER BY DISTRIBUTOR'S LICENSEE. The
1-31 ~~[In addition to the hours specified for the sale of beer in Section~~
1-32 ~~105.05(b) of this code, the]~~ holder of a general, local, or branch
1-33 distributor's license may sell, offer for sale, or deliver beer 24
1-34 hours a day Monday through Saturday and between midnight and 1 a.m.
1-35 and between noon and midnight on ~~[beginning at 5 a. m. on any day~~
1-36 ~~except]~~ Sunday.

1-37 SECTION 3. Section 105.052, Alcoholic Beverage Code, is
1-38 repealed.

1-39 SECTION 4. This Act takes effect immediately if it receives
1-40 a vote of two-thirds of all the members elected to each house, as
1-41 provided by Section 39, Article III, Texas Constitution. If this
1-42 Act does not receive the vote necessary for immediate effect, this
1-43 Act takes effect September 1, 2009.

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