

By: Van de Putte

S.B. No. 693

A BILL TO BE ENTITLED

AN ACT

1  
2 relating to proof of identification to purchase an alcoholic  
3 beverage.

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

5 SECTION 1. Subsection (b), Section 106.03, Alcoholic  
6 Beverage Code, is amended to read as follows:

7 (b) A person who sells a minor an alcoholic beverage does  
8 not commit an offense if the minor falsely represents himself to be  
9 21 years old or older by displaying an apparently valid proof of  
10 identification that contains [~~Texas driver's license or an~~  
11 ~~identification card issued by the Texas Department of Public~~  
12 ~~Safety, containing~~] a physical description and photograph  
13 consistent with the minor's [his] appearance, purports to establish  
14 that the minor is 21 years of age or older, and was issued by a  
15 governmental agency [~~for the purpose of inducing the person to sell~~  
16 ~~him an alcoholic beverage~~]. The proof of identification may  
17 include a driver's license or identification card issued by the  
18 Department of Public Safety, a passport, or a military  
19 identification card.

20 SECTION 2. The defenses added by this Act to Subsection (b),  
21 Section 160.03, Alcoholic Beverage Code, are available to a person  
22 regardless of when the offense was committed but only for trials  
23 commencing on or after the effective date of this Act.

24 SECTION 3. This Act takes effect immediately if it receives

1 a vote of two-thirds of all the members elected to each house, as  
2 provided by Section 39, Article III, Texas Constitution. If this  
3 Act does not receive the vote necessary for immediate effect, this  
4 Act takes effect September 1, 2009.