

By: Anchia

H.B. No. 575

Substitute the following for H.B. No. 575:

By: Smith

C.S.H.B. No. 575

A BILL TO BE ENTITLED

AN ACT

relating to penalties imposed on a holder of an alcoholic beverage license or permit on the basis of a criminal prosecution.

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

SECTION 1. Section 11.641(c), Alcoholic Beverage Code, is amended to read as follows:

(c) A civil penalty against the holder of [~~including cancellation of~~] a permit [~~7~~] may not be imposed on the basis of a criminal prosecution in which the defendant was found not guilty, the criminal charges were dismissed, or there has not been final adjudication except for allegations involving:

(1) a violation of:

(A) Section 22.12, 28.11, 69.13, 71.09, 101.04, 101.63, 104.01(4), 104.01(9), 106.03, 106.06, or 106.15; or

(B) Chapter 105; or

(2) prostitution, trafficking of persons, or gambling.

SECTION 2. Section 11.641(c), Alcoholic Beverage Code, as amended by this Act, applies only to the imposition of a penalty for a violation that occurs on or after the effective date of this Act. The imposition of a penalty for a violation that occurs before the effective date of this Act is governed by the law in effect immediately before the effective date of this Act, and that law is continued in effect for that purpose.

1 SECTION 3. This Act takes effect September 1, 2013.