

1-1 By: Geren (Senate Sponsor - Hancock) H.B. No. 893
 1-2 (In the Senate - Received from the House April 15, 2013;
 1-3 April 17, 2013, read first time and referred to Committee on
 1-4 Administration; April 24, 2013, reported adversely, with favorable
 1-5 Committee Substitute by the following vote: Yeas 4, Nays 0;
 1-6 April 24, 2013, sent to printer.)

1-7 COMMITTEE VOTE

	Yea	Nay	Absent	PNV
1-8	X			
1-9	X			
1-10				
1-11			X	
1-12	X			
1-13	X			
1-14			X	
1-15			X	

1-16 COMMITTEE SUBSTITUTE FOR H.B. No. 893 By: Hancock

1-17 A BILL TO BE ENTITLED
 1-18 AN ACT

1-19 relating to consumption of alcoholic beverages in certain public
 1-20 entertainment facilities.

1-21 BE IT ENACTED BY THE LEGISLATURE OF THE STATE OF TEXAS:

1-22 SECTION 1. Subchapter C, Chapter 108, Alcoholic Beverage
 1-23 Code, is amended by adding Section 108.82 to read as follows:

1-24 Sec. 108.82. ALCOHOLIC BEVERAGE CONSUMPTION IN CERTAIN
 1-25 PUBLIC ENTERTAINMENT FACILITIES. (a) This section applies only with
 1-26 respect to a public entertainment facility:

1-27 (1) that is a stadium:
 1-28 (A) located in a county with a population of more
 1-29 than 1.6 million;

1-30 (B) constructed not later than 1994; and
 1-31 (C) with a seating capacity of at least 45,000;

1-32 and
 1-33 (2) for which all alcoholic beverage permits and
 1-34 licenses are held by a single independent concessionaire.

1-35 (b) Notwithstanding Section 28.10, the independent
 1-36 concessionaire for a public entertainment facility described by
 1-37 Subsection (a) may allow a patron who possesses an alcoholic
 1-38 beverage to enter or leave a licensed or permitted premises within
 1-39 the facility if the alcoholic beverage:

1-40 (1) is in an open container, as defined by Section
 1-41 49.031, Penal Code;

1-42 (2) appears to be possessed for present consumption;

1-43 (3) remains within the confines of the facility,
 1-44 excluding a parking lot; and

1-45 (4) was purchased legally at a licensed or permitted
 1-46 premises within the facility.

1-47 SECTION 2. This Act takes effect immediately if it receives
 1-48 a vote of two-thirds of all the members elected to each house, as
 1-49 provided by Section 39, Article III, Texas Constitution. If this
 1-50 Act does not receive the vote necessary for immediate effect, this
 1-51 Act takes effect September 1, 2013.

1-52 * * * * *