

By: Carona

S.B. No. 1034

A BILL TO BE ENTITLED

AN ACT

relating to the unauthorized use of an alcoholic beverage permit or license; providing a criminal penalty.

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

SECTION 1. Section 11.05, Alcoholic Beverage Code, is amended to read as follows:

Sec. 11.05. UNAUTHORIZED USE OF PERMIT. (a) A ~~[No]~~ permittee may not consent to or allow the use or display of the permittee's ~~[his]~~ permit by a person other than the person to whom the permit was issued.

(b) A person commits an offense if the person is a party to, or is directly or indirectly interested in or connected with, the unauthorized use of a permit as prohibited by the provisions of this code. An offense under this subsection is a state jail felony.

SECTION 2. Subchapter A, Chapter 61, Alcoholic Beverage Code, is amended by adding Section 61.16 to read as follows:

Sec. 61.16. UNAUTHORIZED USE OF LICENSE. (a) A licensee may not consent to or allow the use or display of the licensee's license by a person other than the person to whom the license was issued.

(b) A person commits an offense if the person is a party to, or is directly or indirectly interested in or connected with, the unauthorized use of a license as prohibited by the provisions of this code. An offense under this subsection is a state jail felony.

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