

By: Menéndez

H.B. No. 143

A BILL TO BE ENTITLED

AN ACT

1
2 relating to the local regulation of distance requirements for the
3 possession or consumption of alcoholic beverages near public
4 transportation stops.

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

6 SECTION 1. Subchapter C, Chapter 109, Alcoholic Beverage
7 Code, is amended by adding Section 109.37 to read as follows:

8 Sec. 109.37. CONSUMPTION OF ALCOHOLIC BEVERAGES NEAR PUBLIC
9 TRANSPORTATION STOPS. (a) In this section:

10 (1) "Open container" has the meaning assigned by
11 Section 109.35.

12 (2) "Public transportation passenger vehicle" means a
13 vehicle operated by a political subdivision and used for the
14 transportation of passengers for a fee.

15 (b) The commissioners court of a county may enact
16 regulations applicable in areas in the county outside an
17 incorporated city or town, and the governing board of an
18 incorporated city or town may enact regulations applicable in the
19 city or town, prohibiting the possession of an open container or the
20 consumption of an alcoholic beverage on a public street, public
21 alley, or public sidewalk within 300 feet of the property line of a
22 station, platform, bus stop, bus shelter, or other place designated
23 as a place of entry to or exit from a public transportation
24 passenger vehicle.

1 SECTION 2. This Act takes effect immediately if it receives
2 a vote of two-thirds of all the members elected to each house, as
3 provided by Section 39, Article III, Texas Constitution. If this
4 Act does not receive the vote necessary for immediate effect, this
5 Act takes effect September 1, 2015.