

By: Alonzo

H.B. No. 3592

A BILL TO BE ENTITLED

AN ACT

1
2 relating to exempting certain licensees and permittees from the
3 food service requirements of a food and beverage certificate issued
4 under the Alcoholic Beverage Code.

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

6 SECTION 1. Section 25.13(b), Alcoholic Beverage Code, is
7 amended to read as follows:

8 (b) An applicant or holder of a food and beverage
9 certificate shall have food service facilities for the preparation
10 and service of multiple entrees. The commission shall adopt rules
11 as necessary to assure that the holder of a food and beverage
12 certificate maintains food service as the primary business on the
13 premises for which a food and beverage certificate has been issued.
14 The commission may exempt permittees who are concessionaires in
15 public entertainment venues such as sports stadiums and convention
16 centers from the requirement that food service be the primary
17 business on the premises. The commission may exempt the holder of a
18 brewpub license who sells alcoholic beverages manufactured only on
19 the brewpub's premises from:

20 (1) the requirement that the license holder have food
21 service facilities for the preparation and service of multiple
22 entrees;

23 (2) the requirement that food service be the primary
24 business on the premises; or

1 (3) any other requirement relating to food service.

2 SECTION 2. Section 69.16(b), Alcoholic Beverage Code, is
3 amended to read as follows:

4 (b) An applicant or holder of a food and beverage
5 certificate shall have food service facilities for the preparation
6 and service of multiple entrees. The commission shall adopt rules
7 as necessary to assure that the holder of a food and beverage
8 certificate maintains food service as the primary business on the
9 premises for which a food and beverage certificate has been issued.

10 The commission may exempt permittees who are concessionaires in
11 public entertainment venues such as sports stadiums and convention
12 centers from the requirement that food service be the primary
13 business on the premises. The commission may exempt the holder of a
14 brewpub license who sells alcoholic beverages manufactured only on
15 the brewpub's premises from:

16 (1) the requirement that the license holder have food
17 service facilities for the preparation and service of multiple
18 entrees;

19 (2) the requirement that food service be the primary
20 business on the premises; or

21 (3) any other requirement relating to food service.

22 SECTION 3. This Act takes effect September 1, 2016.