

By: Murr, Kuempel, Miller of Comal

H.B. No. 3709

Substitute the following for H.B. No. 3709:

By: Smith

C.S.H.B. No. 3709

A BILL TO BE ENTITLED

AN ACT

1
2 relating to the employment of persons under 18 years of age on the
3 premises of certain businesses selling or serving alcoholic
4 beverages; adding a provision that is subject to a criminal
5 penalty.

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

7 SECTION 1. Section 106.09, Alcoholic Beverage Code, is
8 amended by amending Subsection (a) and adding Subsection (f) to
9 read as follows:

10 (a) Except as provided by by [~~in~~] Subsections (b), (c), [~~and~~]
11 (e), and (f) [~~of this section~~], no person may employ a person under
12 18 years of age to sell, prepare, serve, or otherwise handle liquor,
13 or to assist in doing so.

14 (f) The holder of a permit or license providing for the
15 on-premises consumption of alcoholic beverages that derives less
16 than 50 percent of its gross receipts for the premises from the sale
17 or service of alcoholic beverages may employ a person under 18 years
18 of age to work as a cashier for transactions involving the sale of
19 alcoholic beverages if the alcoholic beverages are served by a
20 person 18 years of age or older.

21 SECTION 2. The change in law made by this Act to Section
22 106.09, Alcoholic Beverage Code, applies only to an offense
23 committed on or after the effective date of this Act. An offense
24 committed before the effective date of this Act is covered by the

1 law in effect when the offense was committed, and the former law is
2 continued in effect for that purpose. For purposes of this section,
3 an offense was committed before the effective date of this Act if
4 any element of the offense occurred before that date.

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