

By: Guillen

H.B. No. 2344

Substitute the following for H.B. No. 2344:

By: Herrero

C.S.H.B. No. 2344

A BILL TO BE ENTITLED

AN ACT

relating to the creation of a water park permit in the Alcoholic Beverage Code; authorizing a fee.

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

SECTION 1. Subtitle A, Title 3, Alcoholic Beverage Code, is amended by adding Chapter 56 to read as follows:

CHAPTER 56. WATER PARK PERMIT

Sec. 56.01. AUTHORIZED ACTIVITIES. Notwithstanding any other provision of this code, the holder of two or more water park permits may deliver alcoholic beverages from any premises for which one of those permits has been issued to any other premises for which one of those permits has been issued.

Sec. 56.02. QUALIFICATIONS FOR PERMIT; ELIGIBLE PREMISES.

(a) A water park permit may be issued only to a person who:

(1) holds a wine and beer retailer's permit under Chapter 25; and

(2) operates a public venue that:

(A) involves waterslides, food service, music, and amusement activities; and

(B) is located primarily along the banks of the Comal River.

(b) A person described by Subsection (a) may be issued water park permits for not more than five premises:

(1) for which wine and beer retailer's permits have

1 been issued under Chapter 25; and

2 (2) that are located:

3 (A) in the public venue described in Subsection

4 (a)(2); or

5 (B) not more than one mile from the boundary of

6 that venue.

7 Sec. 56.03. FEE. The annual state fee for a water park
8 permit is \$30.

9 Sec. 56.04. APPLICABILITY OF OTHER LAW. Except as
10 otherwise provided in this chapter, the provisions of this code
11 applicable to a wine and beer retailer's permit apply to a water
12 park permit.

13 SECTION 2. This Act takes effect immediately if it receives
14 a vote of two-thirds of all the members elected to each house, as
15 provided by Section 39, Article III, Texas Constitution. If this
16 Act does not receive the vote necessary for immediate effect, this
17 Act takes effect September 1, 2017.