

By: Hinojosa

S.B. No. 1595

A BILL TO BE ENTITLED

AN ACT

1
2 relating to penalties imposed on a holder of an alcoholic beverage
3 license or permit.

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

5 SECTION 1. Section 11.641, Alcoholic Beverage Code, is
6 amended by adding Subsection (d) to read as follows:

7 (d) Notwithstanding (c), the commission may seek to impose
8 an administrative sanction against a permit or license holder when
9 the administrative sanction arises from the same facts or
10 circumstances as a criminal prosecution, so long as the sanction is
11 not dependent on a finding of guilt for the commission of a criminal
12 offense.

13 SECTION 2. Section 11.641, Alcoholic Beverage Code, as
14 amended by this Act, applies only to the imposition of an
15 administrative sanction for a violation that occurs on or after the
16 effective date of this Act. The imposition of a civil penalty,
17 including cancellation of a permit, for a violation that occurs
18 before the effective date of this Act is governed by the law in
19 effect immediately before the effective date of this Act, and that
20 law is continued in effect for that purpose.

21 SECTION 3. This Act takes effect September 1, 2017.