86R4621 MCK-F

By:  Johnson S.B. No. 785

A BILL TO BE ENTITLED

AN ACT

relating to the hours for the sale or delivery of certain alcoholic beverages.

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

SECTION 1.  Section 24.07, Alcoholic Beverage Code, is amended to read as follows:

Sec. 24.07.  WHEN LICENSE ALSO HELD: HOURS OF SALE, ETC. A holder of a wine only package store permit who also holds a retail dealer's off-premise license for the same location may remain open and sell ale, wine, vinous liquors, and beer, for off-premises consumption only, on any day and during the same hours that the holder of a wine and beer retailer's permit may sell ale, beer, and wine, except that the permit holder [~~he~~] may not sell wine or vinous liquor containing more than 17 percent alcohol by volume [~~on a Sunday or~~] after 10 p.m. on any day.

SECTION 2.  Section 105.01, Alcoholic Beverage Code, is amended to read as follows:

Sec. 105.01.  HOURS OF SALE: LIQUOR. (a) Except as provided in Sections 105.02, 105.03, 105.04, and 105.08, no person may sell, offer for sale, or deliver any liquor[~~:~~

[~~(1)  on New Year's Day, Thanksgiving Day, or Christmas Day;~~

[~~(2)  on Sunday; or~~

[~~(3)~~]  before 10 a.m. or after 9 p.m. on any [~~other~~] day.

(b)  A person may not sell or offer for sale liquor on more than six days during a week. [~~When Christmas Day or New Year's Day falls on a Sunday, Subsection (a) of this section applies to the following Monday.~~]

SECTION 3.  Section 105.02, Alcoholic Beverage Code, is amended to read as follows:

Sec. 105.02.  HOURS OF SALE:  WHOLESALERS AND LOCAL DISTRIBUTORS TO RETAILERS. (a) A holder of a wholesaler's permit may sell, offer for sale, or deliver liquor to a retailer anytime except a day on which a package store permittee is prohibited from selling liquor [~~Sunday and Christmas Day~~].

(b)  A local distributor's permittee may sell, offer for sale, or deliver liquor to a retailer between 5 a.m. and 9 p.m. on any day except[~~:~~

[~~(1)  Sunday;~~

[~~(2)  Christmas Day; or~~

[~~(3)~~]  a day on which a package store permittee is prohibited from selling liquor.

SECTION 4.  This Act takes effect September 1, 2019.