

By: Krause, Middleton, Guillen, Phelan,
Price

H.B. No. 234

Substitute the following for H.B. No. 234:

By: Rodriguez

C.S.H.B. No. 234

A BILL TO BE ENTITLED

1 AN ACT

2 relating to the local regulation of the sale of lemonade or other
3 beverages by children.

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

5 SECTION 1. The heading to Chapter 250, Local Government
6 Code, is amended to read as follows:

7 CHAPTER 250. MISCELLANEOUS REGULATORY AUTHORITY [~~OF~~
8 ~~MUNICIPALITIES AND COUNTIES~~]

9 SECTION 2. Chapter 250, Local Government Code, is amended
10 by adding Section 250.009 to read as follows:

11 Sec. 250.009. CERTAIN SALES OF BEVERAGES BY CHILDREN.
12 Notwithstanding any other law, a municipality, county, or other
13 local public health authority may not adopt or enforce an
14 ordinance, order, or rule that prohibits or regulates, including by
15 requiring a license, permit, or fee, the occasional sale of
16 lemonade or other nonalcoholic beverages from a stand on private
17 property by an individual younger than 18 years of age.

18 SECTION 3. This Act takes effect September 1, 2019.