

By: Geren

H.B. No. 4456

A BILL TO BE ENTITLED

AN ACT

relating to the sale of alcoholic beverages in areas annexed or owned by certain municipalities.

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

SECTION 1. Section 251.72, Alcoholic Beverage Code, is amended to read as follows:

Sec. 251.72. CHANGE OF STATUS. Except as provided in Sections 251.725, 251.726, 251.727, 251.73, and 251.80, an authorized voting unit that has exercised or may exercise the right of local option retains the status adopted, whether absolute prohibition or legalization of the sale of alcoholic beverages of one or more of the various types and alcoholic contents on which an issue may be submitted under the terms of Section 501.035, Election Code, until that status is changed by a subsequent local option election in the same authorized voting unit.

SECTION 2. Subchapter D, Chapter 251, Alcoholic Beverage Code, is amended by adding Section 251.725 to read as follows:

Sec. 251.727. CHANGE OF STATUS FOR TERRITORY ANNEXED OR OWNED BY CERTAIN MUNICIPALITIES. (a) This section applies only to a municipality that:

(1) is partially located in five counties, one of which has a population of 1.8 million or more and that is adjacent to a county with a population of more than 2.2 million;

(2) may annex an area on request of owners under

1 Subchapter C-3, Chapter 43, Local Government Code and that is part
2 of a limited purpose annexation and development agreement under
3 Chapter 212, Local Government Code; and

4 (3) has within its boundaries all or part of an
5 international airport operated jointly by two municipalities.

6 (b) Notwithstanding any other law:

7 (1) an area annexed to a municipality to which this
8 section applies assumes the wet or dry status of that municipality;
9 and

10 (2) an area contiguous to and owned by a municipality
11 to which this section applies assumes the wet or dry status of that
12 municipality.

13 SECTION 3. The change in law made by this Act applies to an
14 area annexed or acquired by a municipality before, on, or after the
15 effective date of this Act.

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