87R4925 MCF-D

By:  Toth H.B. No. 763

A BILL TO BE ENTITLED

AN ACT

relating to the handling of illicit alcoholic beverages seized by a peace officer.

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

SECTION 1.  Section 103.06, Alcoholic Beverage Code, is amended to read as follows:

Sec. 103.06.  BEVERAGE SEIZED BY PEACE OFFICER [~~DELIVERED TO COMMISSION~~]. Any alcoholic beverage, its container, and its packaging which has been seized by a peace officer, as provided in Section 103.03:

(1)  [~~of this code,~~] may not be replevied; and

(2)  shall be:

(A)  destroyed or disposed of by a peace officer; or

(B)  [~~be~~] delivered to the commission for immediate public or private sale in the manner the commission considers best.

SECTION 2.  This Act takes effect September 1, 2021.