

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.