

SENATE AMENDMENTS

2nd Printing

By: Harris

H.B. No. 1729

A BILL TO BE ENTITLED

1 AN ACT

2 relating to the sale of alcoholic beverages in areas annexed by
3 certain municipalities.

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

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

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

16 SECTION 2. Subchapter D, Chapter 251, Alcoholic Beverage
17 Code, is amended by adding Section 251.727 to read as follows:

18 Sec. 251.727. CHANGE OF STATUS FOR TERRITORY ANNEXED BY
19 MUNICIPALITIES IN CERTAIN COUNTIES. (a) This section applies only
20 to a municipality that:

21 (1) contains U.S. Highway 287 and State Highway 294;
22 and

23 (2) is located in a county with a population of not
24 less than 57,000 and not more than 59,000 on September 1, 2021.

1 (b) Notwithstanding any other law, an area annexed to a
2 municipality to which this section applies automatically assumes
3 the wet or dry status of that municipality on annexation.

4 SECTION 3. The change in law made by this Act applies to an
5 area annexed by a municipality before, on, or after the effective
6 date of this Act.

7 SECTION 4. This Act takes effect September 1, 2021.

ADOPTED

MAY 19 2021

By: Nichols

Lacey Law
Secretary of the Senate

H.B. No. 1729

Substitute the following for ___B. No. _____:

By: Kelly Harwood

C.S. ___B. No. _____

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19 MUNICIPALITIES IN CERTAIN COUNTIES. (a) This section applies only
20 to:

21 (1) a municipality that contains U.S. Highway 287 and
22 State Highway 294 and is located in a county with a population of
23 not less than 57,000 and not more than 59,000 on September 1, 2021;
24 or

1 (2) a municipality that:

2 (A) has a municipal boundary located not more
3 than 1.5 miles from an automobile racetrack with a seating capacity
4 of more than 100,000;

5 (B) has a population of more than 1,000 and less
6 than 3,000; and

7 (C) is located entirely within a county with a
8 population of more than 650,000 that is adjacent to two counties,
9 each of which has a population of more than 1.8 million.

10 (b) Notwithstanding any other law, an area annexed to a
11 municipality to which this section applies automatically assumes
12 the wet or dry status of that municipality on annexation.

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

16 SECTION 4. This Act takes effect September 1, 2021.

LEGISLATIVE BUDGET BOARD

Austin, Texas

FISCAL NOTE, 87TH LEGISLATIVE REGULAR SESSION

May 19, 2021

TO: Honorable Dade Phelan, Speaker of the House, House of Representatives

FROM: Jerry McGinty, Director, Legislative Budget Board

IN RE: HB1729 by Harris (Relating to the sale of alcoholic beverages in areas annexed by certain municipalities.), **As Passed 2nd House**

No significant fiscal implication to the State is anticipated.

It is assumed that the costs associated with the bill's provisions relating to the sale of alcoholic beverages in areas annexed by certain municipalities could be absorbed using existing resources.

Local Government Impact

No fiscal implication to units of local government is anticipated.

Source Agencies: 458 Alcoholic Beverage Commission

LBB Staff: JMc, LBO, SZ, KFB, DKN, AF

LEGISLATIVE BUDGET BOARD
Austin, Texas

FISCAL NOTE, 87TH LEGISLATIVE REGULAR SESSION

May 6, 2021

TO: Honorable Kelly Hancock, Chair, Senate Committee on Business & Commerce

FROM: Jerry McGinty, Director, Legislative Budget Board

IN RE: **HB1729** by Harris (relating to the sale of alcoholic beverages in areas annexed by certain municipalities.), **Committee Report 2nd House, Substituted**

No significant fiscal implication to the State is anticipated.

It is assumed that the costs associated with the bill's provisions relating to the sale of alcoholic beverages in areas annexed by certain municipalities could be absorbed using existing resources.

Local Government Impact

No fiscal implication to units of local government is anticipated.

Source Agencies: 458 Alcoholic Beverage Commission

LBB Staff: JMc, SZ, KFB, DKN, AF

LEGISLATIVE BUDGET BOARD
Austin, Texas

FISCAL NOTE, 87TH LEGISLATIVE REGULAR SESSION

April 15, 2021

TO: Honorable Kelly Hancock, Chair, House Committee on Business & Commerce

FROM: Jerry McGinty, Director, Legislative Budget Board

IN RE: HB1729 by Harris (Relating to the sale of alcoholic beverages in areas annexed by certain municipalities.), **As Engrossed**

No significant fiscal implication to the State is anticipated.

It is assumed that the costs associated with the bill's provisions relating to the sale of alcoholic beverages in areas annexed by certain municipalities could be absorbed using existing resources.

Local Government Impact

No fiscal implication to units of local government is anticipated.

Source Agencies: 458 Alcoholic Beverage Commission

LBB Staff: JMc, SZ, KFB, DKN, AF

LEGISLATIVE BUDGET BOARD
Austin, Texas

FISCAL NOTE, 87TH LEGISLATIVE REGULAR SESSION

March 16, 2021

TO: Honorable Senfronia Thompson, Chair, House Committee on Licensing & Administrative Procedures

FROM: Jerry McGinty, Director, Legislative Budget Board

IN RE: HB1729 by Harris (Relating to the sale of alcoholic beverages in areas annexed by certain municipalities.), **As Introduced**

No significant fiscal implication to the State is anticipated.

It is assumed that the costs associated with the bill's provisions relating to the sale of alcoholic beverages in areas annexed by certain municipalities could be absorbed using existing resources.

Local Government Impact

No fiscal implication to units of local government is anticipated.

Source Agencies: 458 Alcoholic Beverage Commission

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