

By: Bucy

H.B. No. 1346

A BILL TO BE ENTITLED

AN ACT

relating to a local option election to allow the sale of certain alcoholic beverages on Sunday.

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

SECTION 1. Section 105.01(a), Alcoholic Beverage Code, is amended to read as follows:

(a) Except as provided in Sections 105.011, 105.02, 105.03, 105.04, 105.08, and 105.091, no person may sell, offer for sale, or deliver any liquor:

(1) on New Year's Day, Thanksgiving Day, or Christmas Day;

(2) on Sunday; or

(3) before 10 a.m. or after 9 p.m. on any other day.

SECTION 2. Chapter 105, Alcoholic Beverage Code, is amended by adding Section 105.011 to read as follows:

Sec. 105.011. SUNDAY SALE OF LIQUOR IN CERTAIN AREAS. In an area where the sale on Sunday of liquor for off-premise consumption has been approved by local option election:

(1) the holder of a package store permit may sell, offer for sale, or deliver liquor on Sunday between 10 a.m. and 9 p.m.;

(2) the holder of a wholesaler's permit may sell, offer for sale, or deliver liquor to a retailer anytime on Sunday; and

(3) the holder of a local distributor's permit may

1 sell, offer for sale, or deliver liquor to a retailer on Sunday
2 between 5 a.m. and 9 p.m.

3 SECTION 3. Subchapter B, Chapter 501, Election Code, is
4 amended by adding Section 501.0351 to read as follows:

5 Sec. 501.0351. ISSUE ON SUNDAY SALE OF LIQUOR. (a) In an
6 area where the sale of liquor for off-premise consumption has been
7 legalized, a local option election may be held to prohibit or
8 legalize the sale on Sunday of liquor for off-premise consumption.

9 (b) The ballot shall be prepared to permit voting for or
10 against the issue: "The sale on Sunday of liquor for off-premise
11 consumption."

12 SECTION 4. This Act takes effect September 1, 2023.