

By: Jones of Harris

H.B. No. 3185

A BILL TO BE ENTITLED

AN ACT

relating to the temporary closure of certain businesses following a violent act on the premises.

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

SECTION 1. Chapter 104, Alcoholic Beverage Code, is amended by adding Section 104.08 to read as follows:

Sec. 104.08. MANDATORY CLOSURE AFTER VIOLENT INCIDENT. (a) This section applies only to a permit or license holder that:

(1) operates as a bar, nightclub, or similar commercial venue; and

(2) derives more than 50 percent of the holder's gross revenue from the sale of alcoholic beverages for on-premises consumption.

(b) If a shooting, stabbing, or other violent act that results in the hospitalization or death of an individual occurs on the premises of a permit or license holder, the permit or license holder shall immediately close the premises. The permit or license holder shall keep the premises closed until the 48th hour following the violent act to allow law enforcement to investigate the incident unless the law enforcement agency conducting the investigation authorizes the permit or license holder to reopen the premises before the 48th hour via written notice, with a carbon copy sent to Texas Alcoholic Business Commission.

SECTION 2. This Act takes effect September 1, 2023.