

Amend CSSB 650 (senate committee report) as follows:

(1) In the recital to SECTION 1 of the bill (page 1, line 28), strike "and (a-2)" and substitute ", (a-2), (a-3), and (d-1) and amending Subsections (b) and (d)".

(2) In SECTION 1 of the bill, in added Section 109.61 (a-1), Alcoholic Beverage Code (page 1, line 29), between "shall" and "access" insert "visually inspect and".

(3) In SECTION 1 of the bill, in added Section 109.61(a-1), Alcoholic Beverage Code (page 1, line 32), between the underlined period and "This", insert the following:

A person required to access electronically readable information under this subsection may manually enter into an electronic reader the information on the driver's license, commercial driver's license, or identification certificate if the license or certificate cannot be electronically scanned.

(4) In SECTION 1 of the bill, in added Section 109.61(a-1), Alcoholic Beverage Code (page 1, lines 33-34), strike "retail sale of an alcoholic beverage on the premises of the holder of a package store permit" and replace with "holder of a food and beverage certificate operating a restaurant on the premises".

(5) In SECTION 1 of the bill, in amended Section 109.61, Alcoholic Beverage Code (page 1, between lines 34 and 35), insert the following:

(a-2) The commission may not take any disciplinary action against the holder of a permit or license issued under this code for a violation of Subsection (a-1) if:

(1) the license or permit holder's failure to access the electronically readable information is a result of a disruption of, interruption of, or inability to access Internet connectivity services or data connectivity services; and

(2) the license or permit holder visually inspected the purchaser's driver's license, commercial driver's license, or identification certificate to verify the purchaser's age.

(6) In SECTION 1 of the bill, in amended Section 109. 61, Alcoholic Beverage Code (page 1, line 35), strike "(a-2)" and substitute "(a-3)".

(7) In SECTION 1 of the bill, in amended Section 109.61,

Alcoholic beverage Code (page 1, between lines 39 and 40), Insert the following:

(b) A person may not retain information accessed under this section ~~unless the commission by rule requires the information to be retained. The person may not retain the information longer than the commission requires.~~

(8) In SECTION 1 of the bill, in amended Section 109.61, Alcoholic Beverage Code (page 1, between lines 39 and 40), insert the following:

(d) Except as provided by Subsection (d-1), a [A] person who violates this section commits an offense. An offense under this section is a Class A misdemeanor.

(d-1) It is a defense to prosecution for failure to access electronically readable information on a driver's license, commercial driver's license, or identification certificate as required by Subsection (a-1) that:

(1) the person's failure to access the electronically readable information as required by Subsection (a-1) was caused by a disruption of, interruption of, or inability to access Internet connectivity services or data connectivity services that prevented the person from accessing the information; or

(2) the purchaser was 40 years of age or older on the date of the purchase.

(9) Add the following appropriately numbered SECTION to the Bill and renumber subsequent SECTIONS of the bill accordingly:

SECTION \_\_\_\_\_. This Act shall be known as the Deshawn Jagwan Act.