

## **BILL ANALYSIS**

Senate Research Center  
77R9194 AJA-F

H.B. 1193  
By: Brimer (Moncrief)  
Business & Commerce  
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Engrossed

### **DIGEST AND PURPOSE**

Current law prohibits fans from bringing alcoholic beverages onto the premises where automobile races are held if alcoholic beverages are sold there. H.B. 1193 allows persons to bring alcoholic beverages onto or remove alcoholic beverages from premises licensed or permitted for the sale of alcoholic beverages and to consume such beverages on premises where events open to the general public are held, under certain conditions

### **RULEMAKING AUTHORITY**

Rulemaking authority is expressly granted to the Alcoholic Beverage Commission in SECTION 1 (Section 109.61, Alcoholic Beverage Code) of this bill.

### **SECTION BY SECTION ANALYSIS**

SECTION 1. Amends Chapter 109D, Alcoholic Beverage Code, by adding Section 109.61, as follows:

Sec. 109.61. POSSESSION AND CONSUMPTION OF ALCOHOLIC BEVERAGES ON PREMISES LOCATED IN CERTAIN PUBLIC FACILITIES. (a) Authorizes a person holding a license or permit authorizing the sale of alcoholic beverages for on-premises consumption, notwithstanding Section 28.06 or any other law, to allow a person to bring an alcoholic beverage onto the licensed or permitted premises and consume the beverage on the premises if the premises are located in a facility open to the general public where automobile racing events, including national car racing events, and other events are held.

(b) Authorizes a person who brings an alcoholic beverage onto licensed or permitted premises under this section, notwithstanding any other law, to remove the beverage from the premises.

(c) Authorizes the Texas Alcoholic Beverage Commission (commission) to adopt rules as necessary to implement this section.

SECTION 2. Effective date: September 1, 2001.