

CHAPTER 51

S.B. No. 501

An Act relating to outdoor advertising for alcoholic beverages; amending Subdivision (1), Section 108.51, Alcoholic Beverage Code.

Be it enacted by the Legislature of the State of Texas:

SECTION 1. Subdivision (1), Section 108.51, Alcoholic Beverage Code, is amended to read as follows:

“(1) ‘Outdoor advertising’ means any sign bearing a word, mark, description, or other device that is used to advertise an alcoholic beverage or the business of a person who manufactures, sells, or distributes an alcoholic beverage if the sign is displayed outside the

walls or enclosure of a building or structure where a license or permit is issued or if it is displayed inside a building but within five feet of an exterior wall facing a street or highway so that it is visible by a person of ordinary vision from outside the building. 'Outdoor advertising' does not include advertising appearing on radio or television, in a public vehicular conveyance for hire, *on a race car while participating at a professional racing event or at a permanent motorized racetrack facility*, or in a newspaper, magazine, or other literary publication published periodically. For the purpose of this definition the word 'sign,' with respect to a retailer, does not include an identifying label affixed to a container as authorized by law or to a card or certificate of membership in an association or organization if the card or certificate is not larger than 80 square inches."

SECTION 2. The importance of this legislation and the crowded condition of the calendars in both houses create an emergency and an imperative public necessity that the constitutional rule requiring bills to be read on three several days in each house be suspended, and this rule is hereby suspended, and that this Act take effect and be in force from and after its passage, and it is so enacted.

Passed the Senate on March 12, 1985, by the following vote: Yeas 30, Nays 0; passed the House on April 10, 1985, by a non-record vote.

Filed: April 26, 1985, without signature.

Effective: August 26, 1985