

CHAPTER 377

S.B. No. 398

AN ACT

relating to certain temporary wine and beer and mixed beverage permits for certain nonprofit organizations.

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

SECTION 1. Section 27.04, Alcoholic Beverage Code, is amended to read as follows:

Sec. 27.04. **REQUIRED BASIC PERMIT.** A temporary wine and beer retailer's permit may be issued only to a holder of a wine and beer retailer's permit, *a holder of a [or] mixed beverage permit, or a nonprofit historic preservation organization that has been in existence for at least 30 years.*

SECTION 2. Subsection (a), Section 30.03, Alcoholic Beverage Code, is amended to read as follows:

(a) The commission may, in its discretion, issue on a temporary basis a daily temporary mixed beverage permit. A daily temporary mixed beverage permit may be issued only to a holder of a mixed beverage permit for the temporary sale of authorized alcoholic beverages at picnics, celebrations, or similar events, or to a political party or political association supporting a candidate for public office or a proposed amendment to the Texas Constitution or other ballot measure, to an organization formed for a specific charitable or civic purpose, to a fraternal organization in existence for over five years with a regular membership, or to a religious organization. The commission shall not issue more than 10 [~~two~~] temporary mixed beverage permits in each calendar year to a person who does not also hold a mixed beverage permit.

SECTION 3. 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 11, 1993: Yeas 28, Nays 0; passed the House on May 19, 1993: Yeas 137, Nays 0, one present not voting.

Approved June 2, 1993.

Effective June 2, 1993.