

CHAPTER 268

S.B. No. 523

AN ACT

relating to alcoholic beverage advertising on boats and aircraft.

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

SECTION 1. Subdivision (1), Section 108.51, Alcoholic Beverage Code, as amended, 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, *on a boat participating in a racing event or a boat show, on an aircraft participating in an air show*, 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 26, 1987, by the following vote: Yeas 30, Nays 0; May 14, 1987, Senate refused to concur in House amendment and requested appointment of Conference Committee; May 15, 1987, House granted request of the Senate; May 22, 1987, Senate adopted Conference Committee Report by the following vote: Yeas 30, Nays 0. Passed the House, with amendment, on May 8, 1987, by the following vote: Yeas 131, Nays 3, one present not voting; May 15, 1987, House granted request of the Senate for appointment of Conference Committee; May 25, 1987, House adopted Conference Committee Report by the following vote: Yeas 134, Nays 0, one present not voting.

Approved June 5, 1987

Effective June 5, 1987.