

By: Thompson

H.B. No. 3850

A BILL TO BE ENTITLED

1 AN ACT

2 relating to importation and shipment of alcoholic beverages for
3 personal consumption; providing a criminal penalty.

4 BE IT ENACTED BY THE LEGISLATURE OF THE STATE OF TEXAS:

5 SECTION 1. Sections 107.07(a), (e), and (f), Alcoholic
6 Beverage Code, are amended to read as follows:

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10 SECTION 2. Section 107.11, Alcoholic Beverage Code, is
11 amended to read as follows:

12 Sec. 107.11. IMPORTATION OF PERSONAL [WINE] COLLECTION.

13 (a) A person who is relocating a household may import, or contract

14 with a motor carrier or another person to import, a personal beer or

15 liquor [wine] collection as a part of that person's household

16 goods.

17 (b) Section 107.07 [of this code] does not apply to a person
18 who is importing a personal beer or liquor [wine] collection under
19 Subsection (a) [of this section].

20 SECTION 3. Chapter 107, Alcoholic Beverage Code, is amended
21 by adding Section 107.13 to read as follows:

22 Sec. 107.13. OFFENSE. A person commits an offense if the
23 person imports an alcoholic beverage into this state, or causes an
24 alcoholic beverage to be imported into this state, in violation of
25 this chapter. An offense under this section is a Class C
26 misdemeanor.

27 SECTION 4. Sections 107.07(b) and (c) and 107.12, Alcoholic

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1 Beverage Code, are repealed.

2 SECTION 5. (a) The change in law made by this Act applies
3 only to an offense committed on or after the effective date of this
4 Act. For purposes of this section, an offense is committed before
5 the effective date of this Act if any element of the offense occurs
6 before that date.

7 (b) An offense committed before the effective date of this
8 Act is covered by the law in effect when the offense was committed,
9 and the former law is continued in effect for that purpose.

10 SECTION 6. This Act takes effect September 1, 2009.