

AN ACT

relating to the liability of an employer for actions of an employee in the sale, service, dispensing, or delivery of alcoholic beverages.

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

SECTION 1. Section 106.14(a), Alcoholic Beverage Code, is amended to read as follows:

(a) For purposes of this chapter and any other provision of this code relating to the sales, service, dispensing, or delivery of alcoholic beverages to a person who is not a member of a private club on the club premises, a minor, or an intoxicated person or the consumption of alcoholic beverages by a person who is not a member of a private club on the club premises, a minor, or an intoxicated person, the actions of an employee shall not be attributable to the employer if:

(1) the employer requires its employees to attend a commission-approved seller training program;

(2) the employee has actually attended such a training program; and

(3) the employer has not directly or indirectly encouraged the employee to violate such law.

SECTION 2. This Act takes effect September 1, 2003, and applies only to the sale, service, dispensing, delivery, or consumption of alcoholic beverages on or after the effective date

1 of this Act.

David Dewhurst

President of the Senate

Jim Cindrich

Speaker of the House

I certify that H.B. No. 2112 was passed by the House on May 2, 2003, by a non-record vote.

Robert Haney

Chief Clerk of the House

I certify that H.B. No. 2112 was passed by the Senate on May 28, 2003, by the following vote: Yeas 31, Nays 0.

Ratay Spaw

Secretary of the Senate

APPROVED: 20 JUN '03

Date

Rick Perry

Governor

FILED IN THE OFFICE OF THE
SECRETARY OF STATE
10:30 PM O'CLOCK

Ann Shea
JUN 20 2003
Secretary of State