



The State of Texas  
The House of Representatives  
Austin, Texas

ID# 11822 SG

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RQ-38

Committees:  
Chairman, General Investigating,  
Vice Chairman, Cultural & Historical,  
~~House Administration~~  
Retirement and Aging

March 5, 1991

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Opinion Committee

The Honorable Dan Morales  
Attorney General of the State of Texas  
Supreme Court Building  
P.O. Box 12548  
Austin, TX 78711-2548

Dear General Morales:

Several people have asked me to secure an opinion on the two attached questions. I also enclose some information on the subject of inquiry.

I know your department is understaffed and has lots of work to do--but when you have time, please give me an opinion on these two questions.

Sincerely,

Doyle Willis  
State Representative  
Chairman  
House General Investigating Committee

DW/mmr

ACCOMPANIED BY ENCLOSURES -  
FILED SEPARATELY

Handwritten initials

REQUESTS FOR OPINION

① WHETHER A RESTAURANT OWNER OR EMPLOYEE GIVES AWAY, AT THE SOLE DISCRETION OF THE OWNER, A GLASS OF WINE TO PATRONS DURING THEIR MEALS EATEN IN THE RESTAURANT, WOULD BE IN VIOLATION OF SECTION 101.31, V.T.C.A., ALCOHOLIC BEVERAGE CODE, WHERE THE PREMISES ARE LOCATED IN A DRY AREA.

② WHETHER A RESTAURANT OWNER WHO POSSESSES ALCOHOLIC BEVERAGES FOR THE PURPOSE OF USE IN COOKING, OR PREPARATION OF, MEALS SOLD TO PATRONS, WOULD BE IN VIOLATION OF SECTION 101.31, V.T.C.A., ALCOHOLIC BEVERAGE CODE, WHERE THE PREMISES ARE LOCATED IN A DRY AREA.

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