

1-1 By: Eltife S.B. No. 808
 1-2 (In the Senate - Filed February 26, 2015; March 3, 2015, read
 1-3 first time and referred to Committee on Business and Commerce;
 1-4 April 8, 2015, reported favorably by the following vote: Yeas 9,
 1-5 Nays 0; April 8, 2015, sent to printer.)

1-6 COMMITTEE VOTE

	Yea	Nay	Absent	PNV
1-7				
1-8	X			
1-9	X			
1-10	X			
1-11	X			
1-12	X			
1-13	X			
1-14	X			
1-15	X			
1-16	X			

1-17 A BILL TO BE ENTITLED
 1-18 AN ACT

1-19 relating to the sale of distilled spirits to ultimate consumers by
 1-20 the holder of a distiller's and rectifier's permit.

1-21 BE IT ENACTED BY THE LEGISLATURE OF THE STATE OF TEXAS:

1-22 SECTION 1. Section 14.01(a), Alcoholic Beverage Code, as
 1-23 amended by Chapters 106 (S.B. 905), 195 (S.B. 642), and 1171 (S.B.
 1-24 652), Acts of the 83rd Legislature, Regular Session, 2013, is
 1-25 reenacted and amended to read as follows:

1-26 (a) The holder of a distiller's and rectifier's permit may:
 1-27 (1) manufacture distilled spirits;
 1-28 (2) rectify, purify, and refine distilled spirits and
 1-29 wines;

1-30 (3) mix wines, distilled spirits, or other liquors;
 1-31 (4) bottle, label, and package the permit holder's
 1-32 finished products;

1-33 (5) sell the finished products in this state to
 1-34 holders of wholesaler's permits and to qualified persons outside
 1-35 the state;

1-36 (6) purchase distilled spirits, to be used only for
 1-37 manufacturing or rectification purposes, from holders of
 1-38 nonresident seller's permits or distiller's and rectifier's
 1-39 permits;

1-40 (7) dispense free distilled spirits for consumption on
 1-41 the permitted premises under Section 14.04; ~~and~~

1-42 (8) sell bulk alcohol produced by the permit holder to
 1-43 holders of industrial permits in this state; and

1-44 (9) ~~[(8) if located in a wet area,~~ sell distilled
 1-45 spirits to ultimate consumers under Section 14.04 or 14.05.

1-46 SECTION 2. Section 14.04(a), Alcoholic Beverage Code, is
 1-47 amended to read as follows:

1-48 (a) The holder of a distiller's and rectifier's permit may
 1-49 conduct distilled spirits samplings on the permitted
 1-50 premises. The permit holder may:

1-51 (1) dispense free samples; or
 1-52 (2) if the permitted premises is located in an area

1-53 where the sale of alcoholic beverages is legal as provided by a
 1-54 ballot issue approved by the voters under Section 501.035(b)(7),
 1-55 (8), or (9), Election Code, collect a fee for the sampling.

1-56 SECTION 3. Sections 14.05(a) and (b), Alcoholic Beverage
 1-57 Code, as added by Chapter 106 (S.B. 905), Acts of the 83rd
 1-58 Legislature, Regular Session, 2013, are amended to read as follows:

1-59 (a) The holder of a distiller's and rectifier's permit whose
 1-60 permitted premises is located in an area where the sale of alcoholic
 1-61 beverages is legal as provided by a ballot issue approved by the

2-1 voters under Section 501.035(b)(7), (8), or (9), Election Code, may
2-2 sell to ultimate consumers for consumption on the permitted
2-3 premises distilled spirits manufactured or rectified by the permit
2-4 holder in an amount not to exceed 3,000 gallons annually.

2-5 (b) The holder of a distiller's and rectifier's permit may
2-6 sell distilled spirits manufactured by the permit holder to
2-7 ultimate consumers for off-premises consumption in unbroken
2-8 packages containing not more than 750 milliliters of distilled
2-9 spirits for off-premises consumption in an amount not to exceed
2-10 3,500 gallons annually if:

2-11 (1) for a permit issued on or after September 1, 2013,
2-12 the permitted premises is located in an area where the sale of
2-13 alcoholic beverages is legal as provided by a ballot issue approved
2-14 by the voters under Section 501.035(b)(5), (6), or (7), Election
2-15 Code; or

2-16 (2) for a permit issued before September 1, 2013, the
2-17 permitted premises is located in an area where the sale of alcoholic
2-18 beverages is legal as provided by a ballot issue approved by the
2-19 voters under Section 501.035(b)(5), (6), (7), (8), or (9), Election
2-20 Code.

2-21 SECTION 4. This Act takes effect September 1, 2015.

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