

1-1 By: Nelson S.B. No. 880
1-2 (In the Senate - Filed March 2, 2015; March 4, 2015, read
1-3 first time and referred to Committee on Business and Commerce;
1-4 March 31, 2015, reported favorably by the following vote: Yeas 7,
1-5 Nays 0; March 31, 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 certain committees and programs to develop the wine
1-20 industry in this state through the Department of Agriculture.

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

1-22 SECTION 1. The heading to Section 50B.002, Agriculture
1-23 Code, is amended to read as follows:

1-24 Sec. 50B.002. WINE INDUSTRY DEVELOPMENT [~~AND MARKETING~~]
1-25 ADVISORY COMMITTEE.

1-26 SECTION 2. Section 50B.002, Agriculture Code, is amended by
1-27 amending Subsections (a) and (b) and adding Subsections (b-1) and
1-28 (g) to read as follows:

1-29 (a) The commissioner shall appoint a wine industry
1-30 development [~~and marketing~~] advisory committee to:

1-31 (1) develop a long-term vision and marketable identity
1-32 for the wine industry in the state that take into consideration
1-33 future industry development, funding, research, educational
1-34 programming, risk management, and marketing; [~~and~~]

1-35 (2) assist the commissioner in establishing and
1-36 implementing the Texas Wine Marketing Assistance Program under
1-37 Chapter 110, Alcoholic Beverage Code; and

1-38 (3) assist and advise the commissioner in determining
1-39 the best and most productive and efficient expenditures of the wine
1-40 industry development fund.

1-41 (b) The committee consists of members appointed by the
1-42 commissioner to [~~who~~] represent a diverse cross-section of the wine
1-43 industry, including representatives of:

1-44 (1) grape growers representing various regions of this
1-45 state;

1-46 (2) wineries representing a variety of small, medium,
1-47 and large formats from the various regions of this state;

1-48 (3) [~~wholesalers,~~

1-49 [~~(4) package stores,~~

1-50 [~~(5) retailers,~~

1-51 [~~(6)~~] researchers or educators specializing in
1-52 viticulture or enology;

1-53 (4) [~~(7)~~] consumers who are not affiliated with the
1-54 alcoholic beverage industry;

1-55 (5) [~~(8)~~] the department; and

1-56 (6) [~~(9)~~] the Texas Alcoholic Beverage Commission.

1-57 (b-1) The members described by Subsections (b)(4) and (6)
1-58 are nonvoting members.

1-59 (g) Not later than September 1 of each year, the committee
1-60 shall provide the commissioner with a written report containing:

1-61 (1) a summary of the committee's discussions,

2-1 conclusions, and recommendations from the fiscal year preceding
2-2 that date;

2-3 (2) a proposed schedule and plan of action for the
2-4 fiscal year beginning on that date designed to implement and
2-5 further the objectives of this chapter and Chapter 110, Alcoholic
2-6 Beverage Code;

2-7 (3) a proposed budget and prioritized spending plan
2-8 for expenditures of the wine industry development fund; and

2-9 (4) other information requested by the commissioner or
2-10 determined by a majority of the committee to be appropriate for
2-11 inclusion in the report.

2-12 SECTION 3. Chapter 50B, Agriculture Code, is amended by
2-13 adding Section 50B.0025 to read as follows:

2-14 Sec. 50B.0025. ANNUAL PLAN AND BUDGET. Not later than
2-15 November 1 of each year, the commissioner shall prepare for the
2-16 current fiscal year the schedule and plan of action and budget and
2-17 prioritized spending plan described by Section 50B.002(g),
2-18 considering the recommendations of the committee under that section
2-19 and following them to the extent the commissioner considers
2-20 appropriate.

2-21 SECTION 4. Section 50B.003(b), Agriculture Code, is amended
2-22 to read as follows:

2-23 (b) Except as provided by Sections 205.03(l), (m), and (n),
2-24 Alcoholic Beverage Code, money [~~Money~~] in the account may be
2-25 appropriated only to the department and may be used only for the
2-26 purpose of:

2-27 (1) providing funding to public or private entities to
2-28 conduct surveys, research, and other projects related to:

2-29 (A) developing the Texas wine industry;

2-30 (B) developing viticulture and enology-related
2-31 education programs;

2-32 (C) eliminating and eradicating [~~Pierce's~~
2-33 ~~disease, the glassy-winged sharpshooter, and other~~] diseases and
2-34 pests that negatively impact the production of grapes and wine in
2-35 the United States; and

2-36 (D) developing technologies or practices that
2-37 could benefit the production of grapes and wine; and

2-38 (2) any administrative costs the department incurs in
2-39 fulfilling the purposes described by Subdivision (1).

2-40 SECTION 5. Section 50B.0015, Agriculture Code, is repealed.

2-41 SECTION 6. On the effective date of this Act, the wine
2-42 industry development and marketing advisory committee is
2-43 abolished. The commissioner of agriculture may appoint a person
2-44 who previously served on that committee to the wine industry
2-45 development advisory committee established under Section 50B.002,
2-46 Agriculture Code, as amended by this Act.

2-47 SECTION 7. This Act takes effect September 1, 2015.

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