

1-1 By: Parker S.B. No. 1378  
1-2 (In the Senate - Filed February 18, 2025; March 6, 2025,  
1-3 read first time and referred to Committee on State Affairs;  
1-4 March 31, 2025, reported favorably by the following vote: Yeas 9,  
1-5 Nays 0; March 31, 2025, sent to printer.)

1-6 COMMITTEE VOTE

1-7	Yea	Nay	Absent	PNV
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			X	
1-18	X			

1-19 A BILL TO BE ENTITLED  
1-20 AN ACT

1-21 relating to the powers of certain nonresident seller's permit  
1-22 holders who also hold a winery permit.  
1-23 BE IT ENACTED BY THE LEGISLATURE OF THE STATE OF TEXAS:  
1-24 SECTION 1. Section 37.07, Alcoholic Beverage Code, is  
1-25 amended to read as follows:  
1-26 Sec. 37.07. PROHIBITED ACTIVITIES. (a) No holder of a  
1-27 nonresident seller's permit, nor any officer, director, agent, or  
1-28 employee of the holder, nor any affiliate of the holder, regardless  
1-29 of whether the affiliation is corporate or by management,  
1-30 direction, or control, may do any of the following:  
1-31 (1) hold or have an interest in the permit, business,  
1-32 assets, or corporate stock of a person authorized to import liquor  
1-33 into this state for the purpose of resale unless:  
1-34 (A) the interest was acquired on or before  
1-35 January 1, 1941; (B) [~~or unless~~] the permittee is a Texas  
1-36 corporation holding a manufacturer's license and a brewer's permit  
1-37 issued before April 1, 1971; or  
1-38 (C) the permittee holds a winery permit that was  
1-39 first issued on or before May 1, 2010, for a winery whose premises  
1-40 is located in a municipality:  
1-41 (i) with a population of more than 130,000  
1-42 and less than 150,000; and  
1-43 (ii) located in three counties, one of  
1-44 which has a population of more than two million and less than three  
1-45 million;  
1-46 (2) fail to make or file a report with the commission  
1-47 as required by a rule of the commission;  
1-48 (3) sell liquor for resale inside this state that  
1-49 fails to meet the standards of quality, purity, and identity  
1-50 prescribed by the commission;  
1-51 (4) advertise any liquor contrary to the laws of this  
1-52 state or to the rules of the commission, or sell liquor for resale  
1-53 in this state in violation of advertising or labeling rules of the  
1-54 commission;  
1-55 (5) sell liquor for resale inside this state or cause  
1-56 it to be brought into the state in a size of container prohibited by  
1-57 this code or by rule of the commission;  
1-58 (6) solicit or take orders for liquor from a person not  
1-59 authorized to import liquor into this state for the purpose of  
1-60 resale;  
1-61

2-1 (7) induce, persuade, or influence, or attempt to  
2-2 induce, persuade, or influence, a person to violate this code or a  
2-3 rule of the commission, or conspire with a person to violate this  
2-4 code or a rule of the commission; or

2-5 (8) exercise a privilege granted by a nonresident  
2-6 seller's permit while an order or suspension against the permit is  
2-7 in effect.

2-8 (b) The holder of a nonresident seller's permit who holds a  
2-9 winery permit or whose affiliate holds a winery permit may not sell  
2-10 wine to the holder of the winery permit.

2-11 SECTION 2. This Act takes effect September 1, 2025.

2-12 \* \* \* \* \*