

By: Hernandez

H.B. No. 3712

A BILL TO BE ENTITLED

AN ACT

relating to the authorization of distributors to provide malt beverage products to retailers for authorized sampling purposes.

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

SECTION 1. Section 102.02, Alcoholic Beverage Code, is amended to read as follows:

Sec. 102.02. PROVIDING SAMPLES. Notwithstanding any other provision of this code, the holder of a wholesaler's or distributor's permit or the holder's agent, representative, or employee may furnish or give a sample of liquor or malt beverages to a holder of a permit authorizing the sale of that category of alcoholic beverage at retail if the retail permittee has not previously purchased that brand from that wholesaler or distributor permittee. The wholesaler or distributor may give the retail permittee not more than 750 milliliters of any brand of distilled spirits, not more than three liters of any brand of wine in that package, and not more than ~~one six-pack~~ 72 ounces of any other alcoholic beverage so packaged. The retail permittee or the permittee's agent, servant, or employee may sample the product on the licensed premises only if the wholesaler or distributor the wholesaler's or distributor's agent, servant, or employee is present.

SECTION 2. This Act takes effect September 1, 2023.