

By: Cook of Colorado

H.B. No. 1264

A BILL TO BE ENTITLED

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AN ACT

relating to the sale of wine by certain holders of a winery permit.

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

SECTION 1. Section 16.01(d), Alcoholic Beverage Code, is amended to read as follows:

(d) The holder of a winery permit may sell wine to ultimate consumers for consumption on or off winery premises and dispense free wine for consumption on or off the winery premises if the winery is located:

(1) in a city that:

(A) is located in three or more counties, at least one of which has a population of 500,000 or more; and

(B) has within its boundaries all or part of an international airport;

(2) in a county that:

(A) has a population of 240,000 or more; and

(B) borders:

(i) the Gulf of Mexico; and

(ii) a county that has within its boundaries all or part of an international airport; ~~or~~

(3) in a county that:

(A) has a population of 20,000 or more; and

(B) has within its boundaries all or part of three or more American viticultural areas, as recognized and

1 defined by the United States Bureau of Alcohol, Tobacco and
2 Firearms;

3 (4) in a county that:

4 (A) has a population of 10,000 or more; and

5 (B) was created by the legislature from four or
6 more pre-existing counties;

7 (5) in a county:

8 (A) the county seat of which has a population of
9 less than 2,000; and

10 (B) in which a national historical park is
11 located; or

12 (6) in a county that:

13 (A) has a population between 30,000 and 50,000;

14 and

15 (B) borders the Red River.

16 SECTION 2. This Act takes effect September 1, 2003.