

By: Cook of Colorado

H.B. No. 1264

A BILL TO BE ENTITLED

1 AN ACT

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

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

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

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

10 (1) in a city that:

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

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

15 (2) in a county that:

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

17 (B) borders:

18 (i) the Gulf of Mexico; and

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

21 (3) in a county that:

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

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

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

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