

1-1 By: Cook of Colorado (Senate Sponsor - Ogden) H.B. No. 1264
1-2 (In the Senate - Received from the House April 14, 2003;
1-3 April 15, 2003, read first time and referred to Committee on
1-4 Business and Commerce; May 8, 2003, reported adversely, with
1-5 favorable Committee Substitute by the following vote: Yeas 8, Nays
1-6 0; May 8, 2003, sent to printer.)

1-7 COMMITTEE SUBSTITUTE FOR H.B. No. 1264 By: Jackson

1-8 A BILL TO BE ENTITLED
1-9 AN ACT

1-10 relating to the sale of wine by holders of a winery permit.

1-11 BE IT ENACTED BY THE LEGISLATURE OF THE STATE OF TEXAS:

1-12 SECTION 1. Section 16.01(d), Alcoholic Beverage Code, is
1-13 amended to read as follows:

1-14 (d) The holder of a winery permit may sell wine to ultimate
1-15 consumers for consumption on or off winery premises and dispense
1-16 free wine for consumption on or off the winery premises [~~if the~~
1-17 ~~winery is located:~~

1-18 [~~(1) in a city that:~~

1-19 [~~(A) is located in three or more counties, at~~
1-20 ~~least one of which has a population of 500,000 or more; and~~

1-21 [~~(B) has within its boundaries all or part of an~~
1-22 ~~international airport;~~

1-23 [~~(2) in a county that:~~

1-24 [~~(A) has a population of 240,000 or more; and~~

1-25 [~~(B) borders:~~

1-26 [~~(i) the Gulf of Mexico; and~~

1-27 [~~(ii) a county that has within its~~
1-28 ~~boundaries all or part of an international airport; or~~

1-29 [~~(3) in a county that:~~

1-30 [~~(A) has a population of 20,000 or more; and~~

1-31 [~~(B) has within its boundaries all or part of~~
1-32 ~~three or more American viticultural areas, as recognized and~~
1-33 ~~defined by the United States Bureau of Alcohol, Tobacco and~~
1-34 ~~Firearms].~~

1-35 SECTION 2. This Act takes effect September 1, 2003.

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