

By: Homer

H.J.R. No. 85

Substitute the following for H.J.R. No. 85:

By: Eissler

C.S.H.J.R. No. 85

A JOINT RESOLUTION

1 proposing a constitutional amendment to allow wineries in this  
2 state to manufacture, sell, and dispense certain wine.

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

4 SECTION 1. Section 20, Article XVI, Texas Constitution, is  
5 amended by adding Subsection (d) to read as follows:

6 (d) Notwithstanding Subsection (b) of this section, a  
7 winery authorized under general law to operate in this state,  
8 regardless of whether the winery is located in an area in which the  
9 possession or sale of intoxicating liquors is restricted or  
10 prohibited, may manufacture wine and may sell wine for consumption  
11 on or off the winery premises or dispense wine without charge, for  
12 tasting purposes, for consumption on the winery premises. A winery  
13 may sell wine to an ultimate consumer only if the wine is  
14 manufactured in this state and at least 75 percent of its volume is  
15 derived from fermented juice of grapes or other fruit grown in this  
16 state.

17 SECTION 2. This proposed constitutional amendment shall be  
18 submitted to the voters at an election to be held November 4, 2003.  
19 The ballot shall be printed to permit voting for or against the  
20 proposition: "A constitutional amendment to allow wineries in this  
21 state to manufacture and sell Texas wine on the wineries' premises  
22 and to dispense Texas wine without charge for tasting on the  
23 wineries' premises."