

Suspending limitations on conference committee  
jurisdiction, H.B. No. 2593

By: Estes

S.R. No. 1031

SENATE RESOLUTION

BE IT RESOLVED by the Senate of the State of Texas, 78th Legislature, Regular Session, 2003, That Senate Rule 12.03 be suspended in part as provided by Senate Rule 12.08 to enable the conference committee appointed to resolve the differences on House Bill No. 2593, relating to winery permits, to consider and take action on the following matters:

(1) Senate Rule 12.03(1) is suspended to permit the committee to add "Except as provided by Section 16.011," to amended Section 16.01(a), Alcoholic Beverage Code.

Explanation: The language is necessary to clarify that there is an exception to a winery's authorized activities and to conform to language added by the bill relating to the authorized activities of a winery located in a dry area.

(2) Senate Rules 12.03(1) and (2) are suspended to permit the committee to amend and omit text to Section 16.011, Alcoholic Beverage Code, as added by the bill, so that the section reads as follows:

Sec. 16.011. PREMISES IN DRY AREA. A winery permit may be issued for premises in an area in which the sale of wine has not been authorized by a local option election. A holder of a permit under this section may engage in any activity authorized under Section 16.01 except that the permit holder may sell or dispense wine under that section only if the wine is:

(1) manufactured in this state; and

(2) at least 75 percent by volume fermented juice of grapes or other fruit grown in this state.

Explanation: The change is necessary to authorize wineries located in a dry area of the state to engage in the same activities, except for selling wine, as wineries located in wet areas of the state.

(3) Senate Rules 12.03(1) and (2) are suspended to permit the committee to amend SECTION 4 of the bill, so that the section reads as follows:

SECTION 4. This Act takes effect on the date on which the constitutional amendment proposed by the 78th Legislature, Regular Session, 2003, authorizing the legislature to authorize and govern the operation of wineries in this state takes effect. If that amendment is not approved by the voters, this Act has no effect.

Explanation: The change is necessary to conform the language to the language in the constitutional amendment that must be approved in order for the bill to take effect.

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President of the Senate

I hereby certify that the above Resolution was adopted by the Senate on June 1, 2003, by the following vote: Yeas 31, Nays 0.

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Secretary of the Senate