

By: Geren

H.B. No. 2310

A BILL TO BE ENTITLED

AN ACT

relating to services provided by manufacturers and distributors of beer to beer retailers.

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

SECTION 1. Section 108.04, Alcoholic Beverage Code, is amended to read as follows:

Sec. 108.04. ACTS OF PROMOTIONAL OR COURTESY NATURE: ADMINISTRATIVE DISCRETION. The commission may promulgate rules which shall set definite limitations consistent with the general provisions of this code, relaxing the restrictions of Sections 102.07, 102.14, 102.15, and 108.06, with respect to:

(1) the sale or gift of novelties advertising the product of a manufacturer or distributor;

(2) the making of gifts to civic, religious, or charitable organizations;

(3) the cleaning and maintenance of beer [~~coil connections for dispensing~~] draught systems [~~beer~~];

(4) the lending of equipment for special occasions; and

(5) acts of a purely courtesy nature.

SECTION 2. Subchapter A, Chapter 108, Alcoholic Beverage Code, is amended by adding Section 108.041 to read as follows:

Sec. 108.041. CLEANING SERVICE PROVIDED TO RETAILERS.

(a) A manufacturer or distributor of beer may provide coil

1 cleaning service, including carbon dioxide filters, to beer
2 retailers for the purposes described under Section 108.04(3).

3 (b) The cost of providing the carbon dioxide filters shall
4 be borne by the manufacturer.

5 SECTION 3. The Texas Alcoholic Beverage Commission shall
6 adopt rules implementing Section 108.041, Alcoholic Beverage Code,
7 as added by this Act, not later than January 1, 2006.

8 SECTION 4. This Act takes effect September 1, 2005.