

1-1 By: Estes, Madla S.B. No. 1596  
1-2 (In the Senate - Filed March 11, 2005; March 22, 2005, read  
1-3 first time and referred to Committee on Intergovernmental  
1-4 Relations; April 22, 2005, reported adversely, with favorable  
1-5 Committee Substitute by the following vote: Yeas 5, Nays 0;  
1-6 April 22, 2005, sent to printer.)

1-7 COMMITTEE SUBSTITUTE FOR S.B. No. 1596 By: Gallegos

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

1-10 relating to the sale and service of beer by the holder of a winery  
1-11 permit.

1-12 BE IT ENACTED BY THE LEGISLATURE OF THE STATE OF TEXAS:

1-13 SECTION 1. Section 16.01, Alcoholic Beverage Code, is  
1-14 amended by adding Subsections (f), (g), and (h) to read as follows:

1-15 (f) Notwithstanding any other provision of this code, the  
1-16 holder of a winery permit may sell and serve beer if:

1-17 (1) the winery is in an area that is wet for beer; and

1-18 (2) the beer is provided only during the service of  
1-19 food to the customer.

1-20 (g) For the purposes of provisions of this code governing  
1-21 the sale or purchase of beer, the purchase by a winery of beer for  
1-22 service under Subsection (f) is considered to be a purchase by a  
1-23 holder of a retail dealer's on-premise license.

1-24 (h) The holder of a winery permit may contract with the  
1-25 holder of a caterer's permit for service by the caterer of mixed  
1-26 beverages and food at an event on the winery premises.

1-27 SECTION 2. This Act takes effect September 1, 2005.

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