

## **BILL ANALYSIS**

S.B. 1215  
By: Gallegos  
Licensing & Administrative Procedures  
Committee Report (Unamended)

### **BACKGROUND AND PURPOSE**

Currently, a holder of a distributor's license, wholesaler's permit, or a class B wholesaler's permit is allowed to withdraw, with the permission of the retailer, the equivalent of 15 cases of 24 12-ounce containers of beer, ale, or malt liquor, as long as it is replaced with the identical brand, quantity, and package and before the date considered by the manufacturer to be the date the product becomes inappropriate for sale to a consumer, to assure and control product quality.

S.B. 1215 increases the number of cases a holder of a distributor's license, wholesaler's permit, or class B wholesaler's permit is authorized to withdraw, with the permission of the retailer, from the equivalent of 15 cases to the equivalent of 25 cases of 24 12-ounce containers of beer, ale, or malt liquor.

### **RULEMAKING AUTHORITY**

It is the committee's opinion that this bill does not expressly grant any additional rulemaking authority to a state officer, department, agency, or institution.

### **ANALYSIS**

SECTION 1. Amends Section 104.05(e), Alcoholic Beverage Code, to increase from 15 to 25 the maximum number of cases of 24 12-ounce containers of beer, ale, or malt liquor a holder of a distributor's license, wholesaler's permit, or class B wholesaler's permit is authorized to withdraw, with the permission of the retailer, from the retailer's stock, to assure and control product quality.

SECTION 2. Effective date: September 1, 2007.

### **EFFECTIVE DATE**

September 1, 2007.