

By: Bailey

H.B. No. 3148

Substitute the following for H.B. No. 3148:

By: Quintanilla

C.S.H.B. No. 3148

A BILL TO BE ENTITLED

AN ACT

1  
2 relating to certain shipments by package stores and wine only  
3 package stores to customers.

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

5 SECTION 1. Section 22.03(a), Alcoholic Beverage Code, is  
6 amended to read as follows:

7 (a) The holder of a package store permit or wine only  
8 package store permit issued for a location within a city or town or  
9 within two miles of the corporate limits of a city or town, who also  
10 holds a local cartage permit, may make deliveries of and  
11 collections for alcoholic beverages off the premises in areas where  
12 the sale of the beverages is legal. The permittee must travel by  
13 the most direct route and may make deliveries and collections only  
14 within the county in which the package store or wine only package  
15 store is located [~~city or town or within two miles of its corporate~~  
16 ~~limits~~], and only in response to bona fide orders placed by the  
17 customer, either in person at the premises, in writing, by mail, or  
18 by telegraph or telephone. This section shall not be construed as  
19 preventing a holder of a package store permit or wine only package  
20 store permit from delivering alcoholic beverages to the holder of a  
21 carrier's permit for transportation:

22 (1) to persons who have placed bona fide orders and who  
23 are located in an area in which the holder of a package store permit  
24 or wine only package store permit, who also holds a local cartage

1 permit, is authorized to make deliveries under this section; and  
2 (2) outside of this state in response to bona fide  
3 orders placed by ~~to~~ persons authorized to purchase the beverages.

4 SECTION 2. This Act takes effect September 1, 2007.