

By: Bailey

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 city or town or within two miles of its corporate limits,
15 and only in response to bona fide orders placed by the customer,
16 either in person at the premises, in writing, by mail, or by
17 telegraph or telephone. This section shall not be construed as
18 preventing a holder of a package store permit or wine only package
19 store permit from delivering alcoholic beverages to the holder of a
20 carrier's permit for transportation in the county in which the
21 package store or wine only package store is located to a customer
22 who placed a bona fide order [~~persons authorized to purchase the~~
23 ~~beverages~~].

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