

By: Whitmire

S.B. No. 923

A BILL TO BE ENTITLED

AN ACT

relating to residency requirements for holders of a promotional alcoholic beverage permit.

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

SECTION 1. Chapter 54, Alcoholic Beverage Code, as added by Chapter 1289, Acts of the 79th Legislature, Regular Session, 2005, is redesignated as Chapter 50, Alcoholic Beverage Code, and amended to read as follows:

CHAPTER 50 [~~54~~]. PROMOTIONAL PERMIT

Sec. 50.001 [~~54.001~~]. AUTHORIZED ACTIVITIES. The holder of a promotional permit may, on behalf of a distiller, brewer, rectifier, manufacturer, winery, or wine bottler with whom the promotional permit holder has entered into a contract for the purposes of this chapter, engage in activities to promote and enhance the sale of an alcoholic beverage in this state, including activities that take place on the premises of the holder of a permit or license under this code.

Sec. 50.002 [~~54.002~~]. FEE. (a) The annual state fee for a promotional permit is \$300.

(b) A local fee may not be charged for the application or issuance of a promotional permit.

Sec. 50.003 [~~54.003~~]. PROHIBITED ACTIVITIES. The holder of a promotional permit may not hold an interest, directly or indirectly, in a permit or license issued under this code other than

1 a contract to promote and enhance the sale of alcoholic beverages as  
2 authorized by this chapter.

3 Sec. 50.004. NONAPPLICABILITY OF CERTAIN REQUIREMENTS TO  
4 PERMIT HOLDER. Notwithstanding Section 6.03, 11.46, 11.61, or  
5 109.53, or any other law, the holder of a promotional permit is not  
6 required to be a resident of this state.

7 SECTION 2. This Act takes effect immediately if it receives  
8 a vote of two-thirds of all the members elected to each house, as  
9 provided by Section 39, Article III, Texas Constitution. If this  
10 Act does not receive the vote necessary for immediate effect, this  
11 Act takes effect September 1, 2007.