

1-1 By: Gallegos S.B. No. 1229
1-2 (In the Senate - Filed March 6, 2007; March 14, 2007, read
1-3 first time and referred to Committee on Business and Commerce;
1-4 April 20, 2007, reported adversely, with favorable Committee
1-5 Substitute by the following vote: Yeas 7, Nays 0; April 20, 2007,
1-6 sent to printer.)

1-7 COMMITTEE SUBSTITUTE FOR S.B. No. 1229 By: Lucio

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

1-10 relating to certain shipments by package stores and wine only
1-11 package stores to customers.

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

1-13 SECTION 1. Subsection (a), Section 22.03, Alcoholic
1-14 Beverage Code, is amended to read as follows:

1-15 (a) The holder of a package store permit or wine only
1-16 package store permit issued for a location within a city or town or
1-17 within two miles of the corporate limits of a city or town, who also
1-18 holds a local cartage permit, may make deliveries of and
1-19 collections for alcoholic beverages off the premises in areas where
1-20 the sale of the beverages is legal. The permittee must travel by
1-21 the most direct route and may make deliveries and collections only
1-22 within the county or the city or town or within two miles of its
1-23 corporate limits, and only in response to bona fide orders placed by
1-24 the customer, either in person at the premises, in writing, by mail,
1-25 or by telegraph or telephone. This section shall not be construed
1-26 as preventing a holder of a package store permit or wine only
1-27 package store permit from delivering alcoholic beverages to the
1-28 holder of a carrier's permit for transportation to persons who have
1-29 placed bona fide orders and who are located in an area that the
1-30 holder of a package store permit or wine only package store permit,
1-31 who also holds a local cartage permit, is authorized to directly
1-32 deliver to under this section. The holder of a package store permit
1-33 or wine only package store permit may also deliver alcoholic
1-34 beverages to the holder of a carrier's permit for transportation
1-35 outside of this state in response to bona fide orders placed by
1-36 persons authorized to purchase the beverages.

1-37 SECTION 2. This Act takes effect September 1, 2007.

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