

By: Farrar, Thompson

H.B. No. 2094

Substitute the following for H.B. No. 2094:

By: Kuempel

C.S.H.B. No. 2094

A BILL TO BE ENTITLED

AN ACT

1
2 relating to authorizing certain brewers and manufacturers to
3 conduct tours of their premises after which beer or ale is provided
4 to ultimate consumers for off-premises consumption.

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

6 SECTION 1. Chapter 12, Alcoholic Beverage Code, is amended
7 by adding Section 12.07 to read as follows:

8 Sec. 12.07. TOUR OF PERMITTED PREMISES. (a) The holder of
9 a brewer's permit may give tours of the brewery premises and may
10 charge an admission fee for the tour.

11 (b) The holder of a brewer's permit whose annual production
12 of ale in this state does not exceed, together with the annual
13 production of beer by the holder of a manufacturer's license under
14 Section 62.15 at the same premises, a total of 250,000 barrels may,
15 at the end of a tour of the brewery premises, give ale to tour
16 participants in unbroken packages for off-premises consumption
17 without an additional charge.

18 (c) The total amount of ale a tour participant may receive
19 in a single day under this section, together with the amount of beer
20 the tour participant receives under Section 62.15 at the same
21 premises, may not exceed 48 12-ounce bottles.

22 (d) This section does not authorize the holder of a brewer's
23 permit to sell ale to an ultimate consumer.

24 SECTION 2. Chapter 62, Alcoholic Beverage Code, is amended

1 by adding Section 62.15 to read as follows:

2 Sec. 62.15. TOUR OF LICENSED PREMISES. (a) The holder of a
3 manufacturer's license may give tours of the manufacturer's
4 premises and may charge an admission fee for the tour.

5 (b) The holder of a manufacturer's license whose annual
6 production of beer in this state does not exceed, together with the
7 annual production of ale by the holder of a brewer's permit under
8 Section 12.07 at the same premises, a total of 250,000 barrels may,
9 at the end of a tour of the manufacturer's premises, give beer to
10 tour participants in unbroken packages for off-premises
11 consumption without an additional charge.

12 (c) The total amount of beer a tour participant may receive
13 in a single day under this section, together with the amount of ale
14 the tour participant receives under Section 12.07 at the same
15 premises, may not exceed 48 12-ounce bottles.

16 (d) This section does not authorize the holder of a
17 manufacturer's license to sell beer to an ultimate consumer.

18 SECTION 3. This Act takes effect immediately if it receives
19 a vote of two-thirds of all the members elected to each house, as
20 provided by Section 39, Article III, Texas Constitution. If this
21 Act does not receive the vote necessary for immediate effect, this
22 Act takes effect September 1, 2009.