

By: Thompson

H.B. No. 3177

A BILL TO BE ENTITLED

1 AN ACT
2 relating to the transfer of certain alcoholic beverages between
3 certain permitted premises.

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

5 SECTION 1. Section 24.04, Alcoholic Beverage Code, is
6 amended to read as follows:

7 Sec. 24.04. TRANSFER OF WINE [~~DESIGNATION OF PLACE OF~~
8 ~~STORAGE~~]. The owner of more than one wine only package store who is
9 also the holder of a local cartage permit may [~~designate one of his~~
10 ~~places of business as a place of storage. He may~~] transfer
11 alcoholic beverages to and from the owner's [~~his place of storage~~
12 ~~and his other~~] stores in the same county, subject to rules adopted
13 [~~prescribed~~] by the commission.

14 SECTION 2. Chapter 26, Alcoholic Beverage Code, is amended
15 by adding Section 26.011 to read as follows:

16 Sec. 26.011. TRANSFER OF WINE. The holder of more than one
17 wine and beer retailer's off-premise permit who is also the holder
18 of a local cartage permit may transfer wine to and from the permit
19 holder's permitted premises in the same county and in the same
20 manufacturer's territory, subject to rules adopted by the
21 commission.

22 SECTION 3. Section 43.01(b), Alcoholic Beverage Code, is
23 amended to read as follows:

24 (b) A package store, wine only package store, [~~or~~] local

1 distributor's permittee, or wine and beer retailer's off-premise
2 permittee who also holds a local cartage permit may transfer
3 alcoholic beverages in accordance with Sections 22.08, 23.04, [~~and~~
4 24.04, and 26.011 [~~of this code~~].

5 SECTION 4. Section 43.04, Alcoholic Beverage Code, is
6 amended to read as follows:

7 Sec. 43.04. ELIGIBILITY FOR PERMIT. The commission may
8 issue a local cartage permit to a warehouse or transfer company or
9 to a holder of a package store, wine only package store, [~~or~~] local
10 distributor's, or wine and beer retailer's off-premise permit.

11 SECTION 5. This Act takes effect September 1, 2009.