

1-1 By: Williams, Watson S.B. No. 351  
1-2 (In the Senate - Filed January 13, 2011; February 2, 2011,  
1-3 read first time and referred to Committee on Business and Commerce;  
1-4 March 9, 2011, reported favorably by the following vote: Yeas 9,  
1-5 Nays 0; March 9, 2011, sent to printer.)

1-6 A BILL TO BE ENTITLED  
1-7 AN ACT

1-8 relating to the maximum capacity of a container of wine sold to a  
1-9 retail dealer.

1-10 BE IT ENACTED BY THE LEGISLATURE OF THE STATE OF TEXAS:

1-11 SECTION 1. Section 101.45, Alcoholic Beverage Code, is  
1-12 amended to read as follows:

1-13 Sec. 101.45. CONTAINERS OF WINE: MAXIMUM CAPACITY. A [No]  
1-14 person may not sell wine to a retail dealer in a container  
1-15 [containers] with a capacity greater than eight [4.9] gallons.

1-16 SECTION 2. (a) The change in law made by this Act applies  
1-17 only to an offense committed on or after the effective date of this  
1-18 Act. For purposes of this section, an offense is committed before  
1-19 the effective date of this Act if any element of the offense occurs  
1-20 before that date.

1-21 (b) An offense committed before the effective date of this  
1-22 Act is covered by the law in effect when the offense was committed,  
1-23 and the former law is continued in effect for that purpose.

1-24 SECTION 3. This Act takes effect immediately if it receives  
1-25 a vote of two-thirds of all the members elected to each house, as  
1-26 provided by Section 39, Article III, Texas Constitution. If this  
1-27 Act does not receive the vote necessary for immediate effect, this  
1-28 Act takes effect September 1, 2011.

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