

By: Nelson
(Geren)

S.B. No. 438

Substitute the following for S.B. No. 438:

By: Kuempel

C.S.S.B. No. 438

A BILL TO BE ENTITLED

AN ACT

1
2 relating to the number of days a winery may sell wine under a winery
3 festival permit.

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

5 SECTION 1. Section 17.01(b), Alcoholic Beverage Code, is
6 amended to read as follows:

7 (b) The holder of a winery festival permit may not offer
8 wine for sale under this chapter[+]

9 [~~(1) for more than five days within any 30-day period,~~

10 ~~or~~

11 [~~(2)~~] on more than four [~~three~~] consecutive days at
12 the same location.

13 SECTION 2. This Act takes effect immediately if it receives
14 a vote of two-thirds of all the members elected to each house, as
15 provided by Section 39, Article III, Texas Constitution. If this
16 Act does not receive the vote necessary for immediate effect, this
17 Act takes effect September 1, 2011.