

1-1 By: Nelson S.B. No. 438
1-2 (In the Senate - Filed January 28, 2011; February 2, 2011,
1-3 read first time and referred to Committee on Business and Commerce;
1-4 March 23, 2011, reported adversely, with favorable Committee
1-5 Substitute by the following vote: Yeas 9, Nays 0; March 23, 2011,
1-6 sent to printer.)

1-7 COMMITTEE SUBSTITUTE FOR S.B. No. 438 By: Watson

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

1-10 relating to the number of days a winery may sell wine under a winery
1-11 festival permit.

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

1-13 SECTION 1. Subsection (b), Section 17.01, Alcoholic
1-14 Beverage Code, is amended to read as follows:

1-15 (b) The holder of a winery festival permit may not offer
1-16 wine for sale under this chapter[+]

1-17 [~~(1) for more than five days within any 30-day period,~~

1-18 ~~or~~

1-19 [~~(2)~~] on more than four [~~three consecutive~~] days at
1-20 the same location.

1-21 SECTION 2. This Act takes effect immediately if it receives
1-22 a vote of two-thirds of all the members elected to each house, as
1-23 provided by Section 39, Article III, Texas Constitution. If this
1-24 Act does not receive the vote necessary for immediate effect, this
1-25 Act takes effect September 1, 2011.

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