

1-1 By: Deuell S.B. No. 923  
1-2 (In the Senate - Filed February 24, 2011; March 8, 2011,  
1-3 read first time and referred to Committee on Business and Commerce;  
1-4 May 12, 2011, reported adversely, with favorable Committee  
1-5 Substitute by the following vote: Yeas 9, Nays 0; May 12, 2011,  
1-6 sent to printer.)

1-7 COMMITTEE SUBSTITUTE FOR S.B. No. 923 By: Jackson

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

1-10 relating to creating a branch winery permit.  
1-11 BE IT ENACTED BY THE LEGISLATURE OF THE STATE OF TEXAS:  
1-12 SECTION 1. Subsection (d), Section 11.39, Alcoholic  
1-13 Beverage Code, is amended to read as follows:  
1-14 (d) This section does not apply to an applicant for a daily  
1-15 temporary mixed beverage permit, a branch winery permit, or a  
1-16 caterer's permit.  
1-17 SECTION 2. Sections 16.01, 16.011, 16.02, 16.03, 16.04,  
1-18 16.05, 16.06, 16.07, 16.08, and 16.09, Alcoholic Beverage Code, are  
1-19 designated as Subchapter A, Chapter 16, Alcoholic Beverage Code,  
1-20 and a heading is added to Subchapter A to read as follows:  
1-21 SUBCHAPTER A. WINERY PERMIT  
1-22 SECTION 3. Chapter 16, Alcoholic Beverage Code, is amended  
1-23 by adding Subchapter B to read as follows:  
1-24 SUBCHAPTER B. BRANCH WINERY PERMIT  
1-25 Sec. 16.21. AUTHORIZED ACTIVITIES. The holder of a branch  
1-26 winery permit may engage in the same activities as the holder of a  
1-27 winery permit.  
1-28 Sec. 16.22. FEE. The annual state fee for a branch winery  
1-29 permit is \$75.  
1-30 Sec. 16.23. BOND NOT REQUIRED. An applicant for a branch  
1-31 winery permit is not required to file a bond.  
1-32 Sec. 16.24. ISSUANCE OF LICENSE. A branch winery permit may  
1-33 be issued only:  
1-34 (1) to the holder of a winery permit who also holds a  
1-35 federal winemaker's and blender's basic permit that regulates  
1-36 noncontiguous premises; and  
1-37 (2) for the noncontiguous premises regulated by the  
1-38 federal winemaker's and blender's basic permit that are not the  
1-39 winery permit holder's primary place of business.  
1-40 Sec. 16.25. EXPIRATION OF PERMIT. A branch winery permit  
1-41 expires on the same date as the holder's winery permit.  
1-42 Sec. 16.26. APPLICATION. An application for an original or  
1-43 renewal branch winery permit may be made concurrently with the  
1-44 application for an original or renewal winery permit or at any other  
1-45 time.  
1-46 SECTION 4. This Act takes effect September 1, 2011.

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