

By: Guillen

H.B. No. 2041

A BILL TO BE ENTITLED

1 AN ACT

2 relating to the transfer of alcoholic beverages for manufacturing  
3 purposes between certain permit and license holders.

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

5 SECTION 1. Section 14.01(a), Alcoholic Beverage Code, is  
6 amended to read as follows:

7 (a) The holder of a distiller's and rectifier's permit may:

8 (1) manufacture distilled spirits;

9 (2) rectify, purify, and refine distilled spirits and  
10 wines;

11 (3) mix wines, distilled spirits, or other liquors;

12 (4) bottle, label, and package the permit holder's  
13 finished products;

14 (5) sell the finished products in this state to  
15 holders of wholesaler's permits and to qualified persons outside  
16 the state;

17 (6) purchase [~~import~~] distilled spirits, to be used  
18 only for manufacturing or rectification purposes, from holders of  
19 nonresident seller's permits or distiller's and rectifier's  
20 permits; and

21 (7) dispense free distilled spirits for consumption on  
22 the permitted premises.

23 SECTION 2. Subchapter D, Chapter 109, Alcoholic Beverage  
24 Code, is amended by adding Section 109.63 to read as follows:

1       Sec. 109.63. BULK TRANSFERS BETWEEN CERTAIN PERMITTEES AND  
2 LICENSEES. (a) This section applies to the holder of a brewer's  
3 permit, distiller's and rectifier's permit, winery permit, wine  
4 bottler's permit, or manufacturer's license.

5       (b) Notwithstanding any other provision of this code, a  
6 permittee or licensee described by Subsection (a) may transfer in  
7 bulk an alcoholic beverage produced by the permittee or licensee to  
8 any other permittee or licensee described by that subsection  
9 provided that:

10           (1) the alcoholic beverage transferred is used only  
11 for manufacturing purposes by the recipient; and

12           (2) the transfer is permitted by federal law.

13       SECTION 3. This Act takes effect September 1, 2013.