

1-1 By: Geren (Senate Sponsor - Seliger) H.B. No. 1039
 1-2 (In the Senate - Received from the House April 20, 2015;
 1-3 May 6, 2015, read first time and referred to Committee on Business
 1-4 and Commerce; May 22, 2015, reported favorably by the following
 1-5 vote: Yeas 8, Nays 0; May 22, 2015, sent to printer.)

1-6 COMMITTEE VOTE

| | Yea | Nay | Absent | PNV |
|------|-----|-----|--------|-----|
| 1-7 | X | | | |
| 1-8 | X | | | |
| 1-9 | X | | | |
| 1-10 | X | | | |
| 1-11 | X | | | |
| 1-12 | | | X | |
| 1-13 | X | | | |
| 1-14 | X | | | |
| 1-15 | X | | | |
| 1-16 | X | | | |

1-17 A BILL TO BE ENTITLED
 1-18 AN ACT

1-19 relating to the sale by package stores of containers of liquor with
 1-20 a capacity of less than six fluid ounces.

1-21 BE IT ENACTED BY THE LEGISLATURE OF THE STATE OF TEXAS:

1-22 SECTION 1. Section 101.46(a), Alcoholic Beverage Code, is
 1-23 amended to read as follows:

1-24 (a) Except as provided by Subsections (b), (c), and (d) [~~of~~
 1-25 ~~this section~~], no person may import, sell, or possess with intent to
 1-26 sell any liquor in a container with a capacity of less than 20
 1-27 milliliters. A container of liquor offered for sale that has a
 1-28 capacity of less than six fluid ounces must substantially conform
 1-29 to the labeling requirements of the Bureau of Alcohol, Tobacco, and
 1-30 Firearms for larger containers in which liquor is sold. Holders of
 1-31 distiller's or rectifier's permits wishing to sell liquor bottled
 1-32 in containers of less than six fluid ounces to wholesalers must sell
 1-33 such containers of liquor to wholesalers in units of unbroken,
 1-34 sealed cases. Wholesalers shall sell liquor bottled in containers
 1-35 of less than six fluid ounces to package stores in units of
 1-36 unbroken, sealed cases. [~~Containers of liquor with a capacity of~~
 1-37 ~~less than six fluid ounces offered for sale in a package store must~~
 1-38 ~~be sold in units of sealed packages featuring multiple bottles of~~
 1-39 ~~liquor.~~]

1-40 SECTION 2. This Act takes effect immediately if it receives
 1-41 a vote of two-thirds of all the members elected to each house, as
 1-42 provided by Section 39, Article III, Texas Constitution. If this
 1-43 Act does not receive the vote necessary for immediate effect, this
 1-44 Act takes effect September 1, 2015.

1-45 * * * * *