

By: Thompson of Harris

H.B. No. 2328

A BILL TO BE ENTITLED

AN ACT

relating to the manufacture of wine by the holder of a winery permit.

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

SECTION 1. Chapter 16, Alcoholic Beverage Code, is amended by adding Section 16.045 to read as follows:

Sec. 16.045. MANUFACTURING REQUIRED. (a) The holder of a winery permit must be a bona fide winery actively engaged in the manufacture of wine.

(b) The commission shall adopt rules necessary to implement this section. Rules adopted under this section must provide:

(1) a reasonable amount of time after the issuance of a winery permit for the permit holder to begin manufacturing wine; and

(2) reasonable variances for crop failure or other impediments to manufacture that are beyond the permit holder's control.

SECTION 2. (a) Section 16.045(a), Alcoholic Beverage Code, as added by this Act, takes effect on the effective date of the rules adopted by the Texas Alcoholic Beverage Commission under Section 16.045(b), Alcoholic Beverage Code, as added by this Act.

(b) Rules adopted under Section 16.045(b), Alcoholic Beverage Code, as added by this Act, must provide a reasonable amount of time after the effective date of the rules for a holder of

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1 a winery permit issued before the effective date of the rules to
2 begin manufacturing wine and otherwise come into compliance with
3 the rules.

4 SECTION 3. This Act takes effect September 1, 2015.