

By: Geren

H.B. No. 2098

A BILL TO BE ENTITLED

1 AN ACT

2 relating to allowing the holder of a brewpub license to sell ale and
3 malt liquor to certain wholesalers.

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

5 SECTION 1. Section 19.01, Alcoholic Beverage Code, is
6 amended to read as follows:

7 Sec. 19.01. AUTHORIZED ACTIVITIES. The holder of a
8 wholesaler's permit may:

9 (1) purchase and import liquor from distillers,
10 brewers, wineries, wine bottlers, rectifiers, and manufacturers
11 who are holders of nonresident seller's permits or from their
12 agents who hold manufacturer's agents permits;

13 (2) purchase ale and malt liquor from holders of
14 brewpub licenses;

15 (3) purchase liquor from other wholesalers in the
16 state;

17 (4) [~~(3)~~] sell liquor in the original containers in
18 which it is received to retailers and wholesalers in this state
19 authorized to sell the liquor;

20 (5) [~~(4)~~] sell liquor to qualified persons outside the
21 state; and

22 (6) [~~(5)~~] sell ale and malt liquor to a holder of a
23 private club registration permit.

24 SECTION 2. Section 21.01, Alcoholic Beverage Code, is

1 amended to read as follows:

2 Sec. 21.01. AUTHORIZED ACTIVITIES. The holder of a local
3 class B wholesaler's permit may:

4 (1) purchase and import malt and vinous liquors from
5 brewers, wineries, rectifiers, and wine manufacturers and bottlers
6 who are holders of nonresident seller's permits and from their
7 agents who are holders of manufacturer's agent permits;

8 (2) purchase malt and vinous liquors from holders of
9 brewer's permits, holders of brewpub licenses, and [~~from~~] other
10 wholesalers in the state;

11 (3) sell the malt and vinous liquors, in the original
12 containers in which the permit holder [~~he~~] receives them, to
13 general and local class B wholesaler's permittees and, in the
14 permit holder's [~~his~~] county of residence, to local distributor's
15 permittees and retailers, including mixed beverage permittees and
16 daily temporary mixed beverage permittees; and

17 (4) sell ale and malt liquor to a holder of a private
18 club registration permit.

19 SECTION 3. Section 74.10(a), Alcoholic Beverage Code, is
20 amended to read as follows:

21 (a) In addition to the activities authorized by Section
22 74.01, the holder of a brewpub license may sell ale and malt liquor
23 to the holder of a wholesaler's permit, a general class B
24 wholesaler's permit, or a local class B wholesaler's permit.

25 SECTION 4. This Act takes effect immediately if it receives
26 a vote of two-thirds of all the members elected to each house, as
27 provided by Section 39, Article III, Texas Constitution. If this

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1 Act does not receive the vote necessary for immediate effect, this

2 Act takes effect September 1, 2017.