

BILL ANALYSIS

Senate Research Center

S.B. 1226
By: Schwertner
Business & Commerce
5/26/2021
Enrolled

AUTHOR'S / SPONSOR'S STATEMENT OF INTENT

As defined in the Alcoholic Beverage Code, there are different types of permits for breweries and brewpubs in Texas. While breweries are able to both conduct samplings and enter into contract brewing arrangements, brewpubs are limited in activities and there is a lack of clarity specifically around their ability to conduct samplings at stores and bars.

S.B. 1226 as filed will clarify that brewpubs are permitted to conduct tastings and samplings at retailer locations and enter into contract brewing arrangements, allowing them to gain more exposure and awareness of their products.

The committee substitute to S.B. 1226 removes the contract brewing provision, only permitting brewpubs to conduct samplings. Additionally, it replaces the filed version with a version drafted by the Texas Legislative Council.

S.B. 1226 amends current law relating to the authorized activities of a holder of a brewpub license.

RULEMAKING AUTHORITY

This bill does not expressly grant any additional rulemaking authority to a state officer, institution, or agency.

SECTION BY SECTION ANALYSIS

SECTION 1. Amends Section 74.01, Alcoholic Beverage Code, by amending Subsection (a) and adding Subsection (a-1), as follows:

(a) Authorizes a holder of a brewpub license for a brewpub located in a wet area, as that term is described by Section 251.71 (Wet and Dry Areas), to, among other activities, conduct samplings of malt beverages, including tastings, at a retailer's premises.

(a-1) Authorizes an agent or employee of the holder of a brewpub license to open, touch, or pour malt beverages, make a presentation, or answer questions at a sampling event.

SECTION 2. Effective date: September 1, 2021.