

By: Buckingham

S.B. No. 823

A BILL TO BE ENTITLED

AN ACT

relating to the sale of distilled spirits at a temporary location by the holder of a distiller's and rectifier's permit.

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

SECTION 1. Chapter 14, Alcoholic Beverage Code, is amended by adding Section 14.09 to read as follows:

Sec. 14.09. SALES AT TEMPORARY LOCATION. (a) The holder of a distiller's and rectifier's permit may sell distilled spirits at a civic or distilled spirits festival, farmers' market, celebration, or similar event.

(b) The holder of a distiller's and rectifier's permit may not offer distilled spirits for sale under this section on more than four consecutive days at the same location.

(c) The commission shall adopt rules to implement this section, including rules that:

(1) require the permit holder to notify the commission of the dates on which and location where the permit holder will temporarily offer distilled spirits for sale under this section;

(2) establish a procedure to verify the wet or dry status of the location where the permit holder intends to temporarily sell distilled spirits under this section;

(3) detail the circumstances when a permit holder may temporarily sell distilled spirits under this section with just a notification to the commission and the circumstances that require

1 the commission's preapproval before a permit holder may temporarily  
2 sell distilled spirits under this section; and

3 (4) require the permit holder to provide any other  
4 information the commission determines necessary.

5 (d) The provisions of this code applicable to the sale of  
6 distilled spirits on the permitted premises of the holder of a  
7 distiller's and rectifier's permit apply to the sale of distilled  
8 spirits under this section.

9 SECTION 2. This Act takes effect September 1, 2021.