

By: Springer

S.B. No. 1948

A BILL TO BE ENTITLED

AN ACT

1
2 relating the delivery of alcoholic beverages from certain premises
3 to ultimate consumers.

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

5 SECTION 1. Section 22.03, Subtitle A, Title 3, Alcoholic
6 Beverage Code, is amended to read as follows:

7 Sec. 22.03. DELIVERIES TO CUSTOMERS. (a) The holder of a
8 package store permit or wine only package store permit [~~issued for a~~
9 ~~location within a city or town or within two miles of the corporate~~
10 ~~limits of a city or town~~] may make deliveries of and collections for
11 alcoholic beverages off the premises [~~in areas where the sale of the~~
12 ~~beverages is legal~~]. The permittee must [~~travel by the most direct~~
13 ~~route and may~~] make deliveries and collections [~~only within the~~
14 ~~county or the city or town or within two miles of its corporate~~
15 ~~limits, and~~] only in response to bona fide orders placed by the
16 customer, either in person at the premises, in writing, by mail,
17 [~~or~~] by telegraph, [~~or~~] by telephone or other electronic means.

18 This section shall not be construed as preventing a holder of a
19 package store permit or wine only package store permit from
20 delivering alcoholic beverages to the holder of a carrier's permit
21 for transportation to persons who have placed bona fide orders and
22 who are located in an area that the holder of a package store permit
23 or wine only package store permit is authorized to directly deliver
24 to under this section. The holder of a package store permit or wine

1 only package store permit may also deliver alcoholic beverages to
2 the holder of a carrier's permit for transportation outside of this
3 state in response to bona fide orders placed by persons authorized
4 to purchase the beverages.

5 (b) The holder of a package store permit may transport
6 alcoholic beverages to a commercial airline in a regional airport
7 located all or partly in an adjoining county if the airport is
8 governed by a board, commission, or authority, some of whose
9 members reside in the county where the package store is located.

10 SECTION 2. This Act takes effect immediately if it receives
11 a vote of two-thirds of all the members elected to each house, as
12 provided by Section 39, Article III, Texas Constitution. If this
13 Act does not receive the vote necessary for immediate effect, this
14 Act takes effect September 1, 2021.