

By: Rodriguez of Bexar

H.B. No. 3854

A BILL TO BE ENTITLED

AN ACT

relating to the authorized activities of a brewpub license holder.

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

SECTION 1. Amend the Alcoholic Beverage Code, Chapter 74, to read as follows:

Sec. 74.08. SALES BY BREWPUB LICENSE HOLDERS TO RETAILERS.

(a) In addition to the activities authorized by Section 74.01, the holder of a brewpub license who holds a wine and beer retailer's permit and who sells alcoholic beverages manufactured only on the brewpub's premises may:

(1) sell malt liquor or ale produced under the license to those retailers or qualified persons to whom the holder of a general class B wholesaler's permit may sell malt liquor or ale under Section 20.01; and

(2) sell beer produced under the license to ~~+~~ ~~[(A)]~~ those retailers to whom the holder of a general distributor's license may sell beer under Section 64.01 ~~+~~ ~~or~~

~~[(B)] qualified persons to whom the holder of a general distributor's license may sell beer for shipment and consumption outside the state under Section 64.01].~~

Sec. 74.09. SALES TO DISTRIBUTORS (a) In addition to the activities authorized by Section 74.01, the holder of a brewpub license may sell beer produced under the license to the holder of a

1 general, local, or branch distributor's license, or to qualified
2 persons outside of this state.

3 (b) The holder of a brewpub license who sells beer under
4 Subsection (a) shall comply with the requirements of Section
5 102.51.

6 Sec. 74.10. SALES TO WHOLESALERS (a) In addition to the
7 activities authorized by Section 74.01, the holder of a brewpub
8 license may sell ale and malt liquor to the holder of a wholesaler
9 permit, a general class B wholesaler's permit or a local class B
10 wholesaler's permit, or to qualified persons outside of this state.

11 (b) The holder of a brewpub license who sells beer under
12 Subsection (a) shall comply with the requirements of Section
13 102.51.

14 SECTION 2. Except as otherwise provided by this Act:

15 (1) if this Act receives a vote of two-thirds of all elected
16 members elected to each house, as provided by Section 39, Article
17 III, Texas Constitution, this Act takes effect immediately; and

18 (2) if this Act does not receive the vote necessary for
19 immediate effect, this Act takes effect September 1, 2015.