

## **BILL ANALYSIS**

S.B. 1232  
By: Creighton  
Licensing & Administrative Procedures  
Committee Report (Unamended)

### **BACKGROUND AND PURPOSE**

Concerns have been raised regarding the current restrictions on holders of a wine and beer retailer's permit making deliveries to and collections from customers in the same manner as a package store permit holder delivering malt beverages. S.B. 1232 seeks to address these concerns by making a wine and beer retailer's permit holder eligible to apply for a local cartage permit, thereby allowing the permit holder to make such deliveries and collections.

### **CRIMINAL JUSTICE IMPACT**

It is the committee's opinion that this bill does not expressly create a criminal offense, increase the punishment for an existing criminal offense or category of offenses, or change the eligibility of a person for community supervision, parole, or mandatory supervision.

### **RULEMAKING AUTHORITY**

It is the committee's opinion that this bill does not expressly grant any additional rulemaking authority to a state officer, department, agency, or institution.

### **ANALYSIS**

S.B. 1232 amends the Alcoholic Beverage Code to include a wine and beer retailer's permit holder among those to whom the Texas Alcoholic Beverage Commission may issue a local cartage permit and to authorize a holder of both such permits to make deliveries to and collections from ultimate consumers in the same manner as a package store permit holder. The bill authorizes a package store, wine only package store, or wine and beer retailer's permittee who also holds a local cartage permit to make deliveries to and collections from customers in accordance with applicable provisions relating to deliveries and collections as appropriate. The bill establishes that statutory provisions relating to authorized activities for a brewpub license holder for a brewpub located in a wet area do not authorize such a license holder who also holds a wine and beer retailer's permit to deliver alcoholic beverages directly to ultimate consumers for off-premise consumption at a location other than the licensed premises.

### **EFFECTIVE DATE**

September 1, 2019.